

## SIXTY-NINTH DAY

(Tuesday, May 9, 1939)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Morse.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Galbreath
Allen	Gilmer
Allison	Goodman
Alsup	Gordon, Mrs.
Anderson	Hale
Bailey	Hamilton
Baker	Hankamer
of Fort Bend	Hardeman
Baker of Grayson	Hardin
Bell	Harp
Blankenship	Harper
Boethel	Harrell of Bastrop
Bond	Harrell of Lamar
Boyd	Harris
Boyer	Heflin
Bradbury	Holland
Bradford	Howard
Bray	Howington
Bridgers	Hull
Broadfoot	Hunt
Brown of Cherokee	Isaacks
Brown	Johnson of Ellis
of Nacogdoches	Johnson of Tarrant
Bundy	Keith
Burkett	Kennedy
Burney	Kern
Cauthorn	Kerr
Celaya	Kersey
Chambers	Kinard
Clark	King
Cleveland	Langdon
Cockrell	Lehman
Coleman	Leonard
Colquitt	Leyendecker
Colson, Mrs.	Little
Cornett	Lock
Corry	Loggins
Crossley	London
Daniel	Mays
Davis of Jasper	McAlister
Davis of Upshur	McDaniel
Dean	McDonald
Derden	McFarland
Dickison	McMurry
Dickson	McNamara
Donaghey	Mohrmann
Dowell	Monkhouse
Dwyer	Montgomery
Faulkner	Morris
Felty	Newell
Ferguson	Nicholson
Fielden	Oliver
Fuchs	Pace

Petsch	Spencer
Pevehouse	Stinson
Piner	Stoll
Pope	Talbert
Ragsdale	Tarwater
Reader of Bexar	Taylor
Reader of Erath	Tennant
Reaves	Thornberry
Reed	Thornton
Rhodes	Turner
Riviere	Vale
Roach	Vint
Roberts	Voigt
Robinson	Waggoner
Russell	Weldon
Schuenemann	Wells
Segrist	Westbrook
Shell	White
Skiles	Wilson
Smith of Frio	Winfree
Smith of Hopkins	Wood
Smith	Worley
of Matagorda	Wright

Absent—Excused

Hartzog

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Our Heavenly Father, on every hand we see Thy goodness and Thy grace. The sunshine speaks of Thy love, and the breezes whisper of Thy Spirit. Living thus surrounded by Thy providence, may our eyes be opened to our great privileges, and may we exercise a spirit of co-operation and earnest desire to perform well the large duties that devolve upon us. In Jesus' name. Amen."

## LEAVES OF ABSENCE GRANTED

The following Member was granted leave of absence on account of important business:

Mr. Reader of Bexar for today, on motion of Mr. Reader of Erath.

The following Member was granted leave of absence on account of illness:

Mr. Hartzog for today, on motion of Mr. Shell.

## MESSAGE FROM THE SENATE

Austin, Texas, May 8, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed the following:

H. B. No. 9, A bill to be entitled "An Act amending Section 6, and Sec-

tion 8 of House Bill No. 358, being Chapter 271 of the Acts of the Forty-second Legislature, Regular Session, page 452 (1931); defining 'Commission', etc., relating to vacancies, etc., and declaring an emergency." (With amendments.)

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

#### BILLS ORDERED NOT PRINTED

On motion of Mr. Stoll, Senate Bill No. 436 was ordered not printed.

On motion of Mr. Vint, Senate Bill No. 453 was ordered not printed.

#### PROVIDING FOR THE PRINTING OF LIST OF MEMBERS SERVING IN THE TEXAS LEGISLATURES

Mr. Little offered the following resolution:

H. S. R. No. 268, Providing for the printing of certain record.

Whereas, House Simple Resolution No. 180 was duly passed requesting the Chief Clerk of the House of Representatives to compile a complete list of Members of all the Legislatures; and

Whereas, The said list was to include the districts, counties, addresses and Sessions of the Legislature for these Legislators; and

Whereas, It has required much research in the State Library, the Office of the Secretary of State and the Archives Division of the State Library; and

Whereas, This assembled information is and will be of importance for future reference and should be permanently preserved; and

Whereas, It will cost about \$600.00 for one thousand copies and \$750.00 for two thousand copies of this list to be printed by the State Printer, and about \$550.00 to print in the permanent Journal of the House of Representatives; now, therefore, be it

Resolved, That the House of Representatives request the State Prison Board to direct the prison print shop to print two thousand copies of said list in pamphlet form each Representative to receive three copies, each Senator to receive three copies, the State Library to receive two hundred copies, the Library of the University of Texas to receive 50 copies, the Sec-

retary of the Senate to receive 50 copies, and the remainder to be delivered to the Chief Clerk of the House of Representatives for future use; and, be it further

Resolved, That the actual costs of material for said printing be paid out of the Contingent Expense Fund of the House of Representatives, such amount not to exceed \$125.00.

LITTLE,  
WRIGHT,  
ALSUP.

The resolution was read second time, and was adopted.

#### RELATIVE TO CERTAIN INVESTIGATION COMMITTEE

Mr. Morris offered the following resolution:

H. S. R. No. 269, Relative to certain investigation committee.

Whereas, On April 10, 1939, the House of Representatives adopted House Simple Resolution No. 212, which authorized the appointment by the Speaker of the House of Representatives of nine (9) Members of the House as a Committee to inspect and examine any and all records of the prison system, examine any official or employee of said system and to inspect and examine the conditions under which the inmates live and work, and directed said Committee to make a report to the House of Representatives within thirty (30) days of date of adoption of said resolution; and

Whereas, Since the adoption of said resolution and the appointment of said Committee by the Speaker as authorized by said resolution, the Legislature has been working on important measures involving the welfare of the State and that said Committee has not been able to function without absence from important committee meetings, and the deliberation of the Legislature on important topics; now, therefore, be it

Resolved, That the Committee appointed by the Speaker as authorized in House Simple Resolution No. 212, be and they are thereby authorized to make such investigation as was authorized by said House Simple Resolution No. 212, and report back to the First Called Session of the Forty-sixth Legislature, if there be one, and if there be no Called Session of the Forty-sixth Legislature, to make a final report to the Forty-seventh Leg-

islature of the findings and recommendations of said Committee.

The resolution was read second time, and was adopted.

**GRANTING CERTAIN DISTRICT  
JUDGE PERMISSION TO BE  
ABSENT FROM THE  
STATE**

Mr. Derden offered the following resolution:

H. C. R. No. 137, Granting Judge Terry Dickens permission to be absent from the State.

Be It Resolved by the House of Representatives, the Senate concurring, That Honorable Terry Dickens, Judge of the 82nd Judicial District Court of Texas, be, and he is hereby granted permission to be absent from the State of Texas during such intervals and for such time as he may deem necessary during a period of two years beginning May 9, 1939, and ending May 9, 1941.

The resolution was read second time, and was adopted.

**TO GRANT PERMISSION TO SUE  
THE STATE**

The Speaker laid before the House, for consideration, at this time, the following resolution:

S. C. R. No. 43, To grant Carl Anderton permission to sue the State.

Whereas, On or about November 5, 1938, Carl Anderton and wife, Mrs. Carl Anderton, and M. E. Whitcomb were riding in a car driven by the said Carl Anderton, and were approaching the intersection on Highway No. 259 going south, being at the intersection of State Highway No. 135 and State Highway No. 259, same being at Sexton City, Rusk County, Texas, and the light being green proceeded across said intersection; and

Whereas, Resulting from an accident alleged to have been caused by the negligence of the State Highway Department in allowing the red light at the intersection of State Highway No. 135 and State Highway No. 259 to be out of order; that the green light on State Highway No. 259 was burning and the red light on State Highway No. 135 was not burning, Carl Anderton was seriously injured and his wife, Mrs. Carl Anderton, and M. E. Whitcomb were killed, and the

car in which they were riding was completely destroyed; and

Whereas, The said Carl Anderton has not been compensated for his damages against the State of Texas and the State Highway Department for such damages and injuries; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That the said Carl Anderton be and he is hereby granted permission to make the State of Texas and the State Highway Department a party to a suit to establish his claim and recover his damages because of said alleged negligence of the State Highway Department in allowing said traffic light to remain out of order, in any court of competent jurisdiction in Rusk County, Texas, within two (2) years from date of this Act, and that service of process shall be had upon the Attorney General and any member of the State Highway Commission of the State of Texas, with the same force and effect as in civil cases.

The resolution was read second time, and was referred, by the Speaker, to the Committee on State Affairs.

**TO PROVIDE FOR THE APPOINTMENT OF CERTAIN COMMITTEE**

Mr. Colquitt offered the following resolution:

H. C. R. No. 133, To provide for the appointment of certain committee.

Whereas, On February 22, 1939, at the Regular Session of the Forty-sixth Legislature, Senate Concurrent Resolution No. 7 authorized and instructed the Governor of Texas to appoint a commission to be known as the New York World's Fair and San Francisco Golden Gate Exposition Commission for Texas to arrange exhibits for Texas at each World's Fair; and

Whereas, The Legislature of the State of Texas should be properly represented at each of said World's Fairs and in order to give proper prestige and publicity to the State of Texas at each of said World's Fairs; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That five Members of the House and five Members of the Senate be appointed and designated to represent

the State of Texas at each of the said World's Fairs designated in Senate Concurrent Resolution No. 7; and be it further

Resolved, That the expenses of such representation be limited to Two Hundred (\$200.00) Dollars per person so designated by appointment of the Speaker of the House and by the Lieutenant Governor to represent the House and the Senate at each of said fairs; and, be it further

Resolved, That these committees shall appear in person collectively between the date of July 15th and July 31st, A. D. 1939, and to use and exert their influence in whatever way possible for the advertising and the industrialization of the State of Texas.

COLQUITT,  
RIVIERE,  
VOIGT,  
FIELDEN,  
RHODES,  
HARRIS,  
JOHNSON of Tarrant.

The resolution was read second time.

On motion of Mr. Hardin, the resolution was tabled.

**AUTHORIZING THE LOAN OF CERTAIN HIGHWAY EQUIPMENT**

Mr. Rhodes offered the following resolution:

H. C. R. No. 136, Authorizing the loan of certain Highway Equipment.

Whereas, The City of Franklin in Robertson County is planning improvements in its city streets; and

Whereas, It is necessary in order to carry out the program planned by the city officials, that certain necessary equipment be secured; and

Whereas, The State Highway Department of the State of Texas does own all of the machinery and implements necessary for road construction and it would be a great accommodation to the City of Franklin if the State Highway Department were permitted to loan said city the equipment required; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the State Highway Department of the State of Texas be authorized to loan to the City of Franklin sufficient machinery and implements for its road construction program.

The resolution was read second time, and was adopted.

**TO PROVIDE THAT CERTAIN MATTER BE EXPUNGED FROM THE JOURNAL**

Mr. Langdon offered the following resolution:

H. S. R. No. 265, Proposed amendment to the House Rules.

Whereas, On April 25, 1939, There was introduced in the House of Representatives a simple resolution calling for the appointment by the Speaker of an investigating committee for the alleged purpose of investigating the activities of loan sharks; and

Whereas, Said resolution contained the name of a Member of the Senate of Texas; and

Whereas, On the same day, after the attention of the House of Representatives had been called to the content of said resolution and its reference to a Member of the Legislature, the House by overwhelming vote (eight votes dissenting) voted to expunge from the resolution the name of any Member of the Legislature; and

Whereas, On April 27, 1939, the author of the above resolution, in giving his "Reason for My Vote on the Daniel Resolution," embodied substantially the material of his former resolution theretofore defeated; and

Whereas, Said "reason for vote" presumes that the House of Representatives, by its action, has sought to conceal information when there is no such concealment or reason therefor; and

Whereas, The author of the above resolution has failed to advise the House of Representatives that the name of the Senator to whom he referred was retracted in the Austin American two days after the publication of the article which he read from the floor of the House; and

Whereas, After thorough and complete investigation on the part of the officers of Travis County, and the State of Texas, upon the call of the civil suit in Travis County, to which the original resolution and "reason for vote" referred, the court entered judgment, as follows:

No. 61590

The State of Texas vs. J. Lee Wilson, et al.

In the District Court 53rd Judicial District, Travis County, Texas.

On this the 24th day of April, 1939, came on the above entitled and numbered cause for trial, whereupon the State acting by and through its attorneys of record, announced in open court that it desired to take a non suit in this cause for lack of sufficient evidence as to the defendant, Home Service Finance Company, such non suit to be without prejudice, and moved the court to enter judgment of non suit against the said Home Service Finance Company, and such motion having been heard and understood by the court, it is the opinion of the court that such motion should be granted.

It is, therefore, ordered, adjudged and decreed by the court that plaintiff be and it is hereby non suited on its own motion, without prejudice, as to the defendant, Home Service Finance Company, and that this cause be and the same is hereby dismissed, without prejudice, as to the defendant, Home Service Finance Company, and that the said defendant, Home Service Finance Company, recover all costs in this behalf expended, for which execution may issue.

(Signed)

RALPH YARBOROUGH,  
Judge Presiding.

thereby eliminating Home Service Finance Company entirely from any and all connection with said suit, said company not being a party to said suit at this time or at any other time since the beginning of the trial; and

Whereas, It is obvious that this manner of inserting highly prejudicial matter into the Journal of the House of Representatives creates a dangerous precedent should it be followed, and is contrary to the spirit of the House Rules which forbid indulging in personalities; now, therefore, be it

Resolved, That the article appearing on page 2828 of the House Journal, Forty-sixth Legislature, Regular Session, dated April 27, 1939, under the heading "Reason for My Vote on the Daniel Resolution," be expunged from the permanent House Journal, and the Journal Clerk of the House is hereby authorized and instructed to

expunge said article from said permanent Journal; and, be it further

Resolved, That the Journal Clerk of the House be instructed to read carefully all material submitted to her for insertion in the House Journal for detection of all such harmful matter toward any person whatsoever, and that she refuse to accept any matter which in her judgment is thus offensive, until same has been submitted to the Speaker who in turn shall present the matter to the House as a whole.

LANGDON,  
RUSSELL.

The resolution was read second time, and was referred, by the Speaker, to the Committee on Rules.

#### HOUSE JOINT RESOLUTION NO. 28 ON SECOND READING

The Speaker laid before the House, on its second reading,

H. J. R. No. 28, Proposing to amend Article V of the Constitution of the State of Texas, by repealing Sections 1, 2, 3, 4, 5, and 6, the same being the Sections creating and organizing the Supreme Court, the Court of Criminal Appeals, and the Courts of Civil Appeals of this State, and adopting new Sections in lieu thereof, reorganizing the Supreme Court, and the Court of Criminal Appeals; and abolishing the Courts of Civil Appeals; and changing other Section numbers of Article V of the Constitution of Texas to conform therewith.

The resolution was read second time.

(Mr. Bond in the Chair.)

Mr. Derden moved that House Joint Resolution No. 28 be tabled.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—85

Allison	Bridgers
Baker	Burkett
of Fort Bend	Cauthorn
Bell	Celaya
Blankenship	Chambers
Boethel	Cockrell
Boyd	Coleman
Bradbury	Cornett
Bradford	Crossley
Bray	Daniel

Davis of Upshur	Montgomery
Derden	Morris
Dickison	Oliver
Dickson	Petsch
Dwyer	Pevehouse
Faulkner	Pope
Felty	Ragsdale
Ferguson	Reader of Bexar
Fielden	Reaves
Galbreath	Reed
Gilmer	Rhodes
Gordon, Mrs.	Riviere
Hankamer	Roach
Hardeman	Robinson
Harper	Russell
Harrell of Bastrop	Schuenemann
Harrell of Lamar	Segrist
Harris	Skiles
Hull	Smith of Frio
Hunt	Smith of Hopkins
Isaacks	Stinson
Johnson of Ellis	Taylor
Johnson of Tarrant	Tennant
King	Thornberry
Langdon	Thornton
Little	Turner
London	Vint
Mays	Voigt
McAlister	Wells
McDaniel	White
McNamara	Wilson
Mohrmann	Winfree
Monkhouse	Wood

Nays—44

Allen	Kersey
Alsup	Lehman
Bailey	Leyendecker
Boyer	Lock
Broadfoot	Loggins
Brown of Cherokee	McDonald
Bundy	McFarland
Clark	McMurry
Cleveland	Newell
Colquitt	Pace
Corry	Reader of Erath
Donaghey	Roberts
Dowell	Shell
Hale	Spencer
Hamilton	Stoll
Hardin	Tarwater
Harp	Vale
Holland	Waggoner
Howington	Weldon
Kennedy	Westbrook
Kern	Worley
Kerr	Wright

Present—Not Voting

Brown  
of Nacogdoches

Absent

Anderson	Howard
Baker of Grayson	Keith
Bond	Kinard
Burney	Leonard
Colson, Mrs.	Nicholson
Davis of Jasper	Piner
Dean	Smith
Fuchs	of Matagorda
Goodman	Talbert
Heflin	

Absent—Excused

Hartzog

(Speaker in the Chair.)

INVITATION TO CERTAIN STATE  
OFFICIALS TO ATTEND  
EXERCISES IN HALL  
OF THE HOUSE

Mr. Goodman offered the following resolution:

H. S. R. No. 270, Invitation to certain State officials to attend certain service to be held in the Hall of the House.

Whereas, The day has arrived for the decoration of those Members of the House and Senate who are World War veterans and descendants of Confederate Veterans, and therefore eligible to receive the decoration of the cross of military service; and

Whereas, The United Daughters of the Confederacy will meet in the Hall of the House of Representatives this afternoon at 3 o'clock for the purpose of decorating such group; and

Whereas, Many distinguished guests will be present for this inspiring and highly patriotic service; now, therefore, be it

Resolved by the House of Representatives, That the Governor, Lieutenant Governor, and Members of the Senate be issued a cordial invitation to attend this service in the Hall of the House, and that the Speaker be authorized to appoint a committee to escort our distinguished guests.

The resolution was read second time, and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee: Mr. Bundy, Mrs. Colson, Mr. Harp, Mr. Taylor and Mr. Kinard.

**HOUSE CONCURRENT RESOLUTION NO. 121 WITH SENATE AMENDMENTS**

Mr. Davis of Upshur called up from the Speaker's table, with Senate amendments, for consideration of the amendments.

H. C. R. No. 121, To grant Ragland Clinic Hospital permission to sue the State.

On motion of Mr. Davis of Upshur, the House concurred in the Senate amendments.

**ADOPTION OF CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 75**

Mr. Johnson of Tarrant submitted the following Conference Committee Report on Senate Bill No. 75:

Austin, Texas, May 9, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and the House, on Senate Bill No. 75, have met and beg leave to recommend that said Senate Bill No. 75 be passed in the form hereto attached.

Respectfully submitted,

NELSON,  
HEAD,  
COTTEN,

On the part of the Senate.

JOHNSON of Tarrant  
GILMER,  
MONKHOUSE,

On the part of the House.

S. B. No. 75

**A BILL**

To Be Entitled

An Act to regulate brokers who sell transportation or who make any contract, agreement or arrangement to provide, procure, furnish or arrange for transportation, furnish information relative to such transportation, or introduce parties wishing to engage in transportation; to require such brokers to have a broker's license; defining certain words and terms; providing for the issuance, also the cancellation, of such licenses by the Rail-

road Commission of Texas; fixing the conditions under which such licenses may be issued; providing that the Railroad Commission may make reasonable rules and regulations necessary to carry out the express powers granted to it and those necessarily implied from this Act; providing that said Commission must follow a certain procedure with respect to the adoption, approval, promulgation and enforcement of such rules and regulations; providing for hearings for all interested parties; requiring that all brokers furnish certain bonds, insurance or other security; providing for reviews of orders of the Commission; providing penalties and declaring an emergency; providing for notice, hearing and procedure by said Commission with respect to the question as to who shall be considered brokers subject to this Act; providing that it shall be unlawful for broker or anyone else to sell transportation for passengers at less than rates fixed by said Commission; providing that it shall be unlawful for a broker to operate as such without first procuring a license issued by said Commission; excluding certain persons from the classification of brokers; providing for procedure to be followed by said Commission in the issuance of such broker's licenses; making certain provisions with respect to certain brokers who may be operating as such when this Act takes effect; providing for the nontransferability of such brokers' licenses; providing that such licenses shall become void under certain contingencies; providing for definite locations for the places of business of such brokers; providing that all brokers shall not charge less for transportation than the rate fixed or approved of by the Railroad Commission of Texas and shall have no part in such transportation except at rates approved of by said Commission; providing that said Commission may adopt and enforce rules and regulations necessary to determine who is and who is not a broker and in enforcing its duly approved rates and fares and brokerage charges to be charged by brokers and in seeing that passengers are not transported in such fashion as to leave them unprotected against damage to property and person; providing that each

broker shall file bond or other security with the Commission conditioned in a certain way definitely set forth in this Act; providing for suits by the Attorney General or any District or County Attorney against such bond or other security, collect certain penalties and other monies in the event brokers bring about or cause rebates either in fares or in brokerage charges; providing that brokers shall file certain insurance with said Commission containing certain provisions for the benefit of the persons transported or caused to be transported by brokers; providing that it shall be unlawful for a broker to transport or cause to be transported any person in vehicles over State Highways unless such passenger is fully protected by surety bond or insurance and giving such passenger, his heirs, estate and beneficiaries certain rights to recover on such security bond or insurance; providing that all brokers shall keep certain records, making other provisions with reference to such records; providing a procedure to be followed by the Railroad Commission and by applicants before it will respect to the issuance of brokers' licenses; providing fees in connection with the issuance and granting of such brokers licenses; providing that said Commission shall have power to conduct certain hearings upon the application of certain persons; providing that the Commission or any member thereof shall have power to force attendancy of witnesses, swear witnesses, take testimony and make certain decisions and render certain judgments and enter certain orders with respect to certain brokers; providing penalties for the violation of this Act or any rule, regulation, order or decree of said Commission promulgated in pursuance of this Act; providing that certain persons and officers shall have power to make arrests for violation of this Act; providing that said Commission may cancel brokers licenses, fixing the procedure to be followed in that connection; repealing all conflicting laws; preserving the validity of all parts of this law not declared to be invalid or unconstitutional; setting forth a declaration of policy, and, generally providing for the carrying out of said policy under

the terms of this Act by the Railroad Commission of Texas and other officers of the State; and declaring an emergency.

Be It Enacted by the Legislature of the State of Texas:

Section 1. (a) That the term "corporation" when used in this Act means a corporation, company, association or joint stock association.

(b) The term "person" when used in this Act means an individual, firm, or co-partnership.

(c) The term "motor bus company" when used in this Act means every corporation or person as herein defined, their lessees, trustees, receivers, or trustees appointed by any court whatsoever, owning, controlling, operating, or managing any motor propelled passenger vehicle, not usually operated on or over rails, and engaged in the business of transporting persons for compensation or hire over the public highways within the State of Texas, under certificates of public convenience and necessity issued by the Railroad Commission of Texas, whether operating over fixed routes or fixed schedules or otherwise; provided further, that the term "motor bus company" as used in this Act shall not include corporations or persons, their lessees, trustees, or receivers, or trustees appointed by any court whatsoever, in so far as they own, control, operate, or manage motor propelled passenger vehicles operated wholly within the limits of any incorporated municipal corporation, town or city and the suburbs thereof, whether separately incorporated or otherwise.

(d) The term "Commission" when used in this Act means the Railroad Commission of the State of Texas.

(e) The term "broker" as used in this Act shall mean any person, firm, corporation or association of persons whatsoever, who or which, as principal or agent, shall for compensation, sell or offer for sale, transportation for passengers of any character, or who or which make any contract, agreement, or arrangement to provide, furnish, or arrange for such transportation, directly or indirectly, whether by selling of tickets or of information, or the introduction of parties where a consideration is received or otherwise, or who or which

shall hold himself or itself out by advertisement, solicitation or otherwise as one who sells, provides, procures, contracts, or arranges for such transportation, information or introduction; provided, however, the term "broker" shall not apply to or include any such person, firm, corporation or association of persons whatsoever unless and until the Railroad Commission of Texas, after notice and hearing, shall have determined, from credible and competent evidence introduced before it or before some person authorized by present laws to conduct hearings for it, that such person, firm, corporation or association of persons has so conducted himself or itself in the course of the acts, transactions and things mentioned in this Subsection (e) as to bring about a reasonably continuous or customary competition with one or more "motor bus companies", holding one or more certificates of convenience and necessity, duly and properly issued by the Railroad Commission of Texas under Chapter 270, General Laws, Fortieth Legislature, 1927, as amended at the First Called Session of the Forty-first Legislature and any and all present and future amendments thereto; provided however, a carrier of passengers by rail shall never be considered a broker.

(e½) The Railroad Commission of Texas shall have and it is hereby given the power and authority, either upon motion of any interested person or upon its own motion to investigate through a public hearing any person, firm, corporation or association of persons thought to be or charged with being a "broker" as that term is defined herein and to make a determination of the fact question as to whether said status of "broker" actually exists.

The person, firm, corporation, or association of persons sought to be so investigated shall be given at least ten (10) days notice by mail of such hearing and all motor bus companies probably or possibly affected by the asserted competition of such person, firm, corporation or association of persons shall likewise be given the same character of notice by mail and shall be given an opportunity to be heard; and, in addition, the owner or owners of all other existing passenger transportation facilities serving all or a portion of the territory thought to

be or charged with being served by the person, firm, corporation, or association of persons under investigation shall be given the same character of written notice and, they along with any other interested party, shall be given an opportunity to be heard. The notice mentioned shall be not less than ten (10) days exclusive of the day of mailing.

Before the Commission determines that a person, firm, corporation or association of persons is a "broker" as that term is defined herein, it shall make findings, based on competent and credible testimony that the said person, firm, corporation or association of persons has customarily or with reasonable continuity brought about competition in the transportation of persons for hire between one or more motor bus companies, which have theretofore been duly and properly issued one or more certificates of public convenience and necessity, on the one hand, and other motor vehicles, not so certificated, on the other hand.

(f) The term "license" as used herein means a license issued to a broker.

Sec. 2. It shall be unlawful for any broker or anyone else to sell any ticket or tickets for the transportation of passengers within this State over any motor bus company's line at any rates other than the rates legally authorized and approved by the Commission.

Sec. 3. No broker shall for compensation sell or offer for sale, transportation for passengers of any character, nor make any contract, agreement, or arrangement to provide, procure, furnish, or arrange for such transportation, directly or indirectly, whether by the selling of tickets, or of information, or the introduction of parties where a consideration is received or otherwise, nor shall hold himself or itself out by advertisement, solicitation, or otherwise as one who sells, provides, procures, contracts or arranges for such transportation or information unless such broker holds a broker's license issued by the Railroad Commission of Texas authorizing such activities; provided further that the provisions hereof shall not apply to transportation of passengers on steamship lines operating between ports of this State and ports of the United States and ports

of any foreign company, and transportation of passengers of any authorized carrier or carriers operating in either interstate or intrastate transportation; and provided further that nothing herein contained shall in any manner affect the rights of private individuals as a mere incident to travel who are not brokers to enter into agreements or arrangements for transportation on a share-expense plan where in such negotiations or arrangements the services of an unlicensed broker, as herein defined, do not intervene or are not used.

Sec. 4. A broker's license may be issued to any qualified applicant therefor upon application to the Commission in such form as the Commission shall prescribe, authorizing the whole or any part of the operation covered by the application, if it is found that the applicant is fit, willing, and able properly to perform the services proposed and to conform to the requirements, rules and regulations of the Commission promulgated hereunder, and within the limits hereof, and that the proposed service to the extent authorized by the license, is, or will be consistent with the public interest; otherwise, such application shall be denied. Any broker in bona fide operation when this Act takes effect shall have a period of thirty days thereafter within which to apply for a broker's license, and if such application be filed such broker, if in bona fide operation when this Act takes effect may continue such operation under such rules and regulations, as the Commission may prescribe within the limits of this Act, until such application be by the Commission determined.

Sec. 5. The license herein provided for shall be personal in nature and shall not be sold, transferred, nor assigned. No broker shall be authorized to have more than one place of business, the location of which shall be designated in the license as issued by the Commission and no broker shall be authorized to change the location of his business without the approval of the Commission. If a broker dies, discontinues business for a period of thirty days, or removes from the county where such license was issued, the license shall immediately become void and shall be by the Commission cancelled.

Sec. 6. All brokers in transporting or causing to be transported passengers on the highways of Texas shall be bound by the tariffs, fares and rates approved of by the Railroad Commission of Texas covering the transportation for hire of persons over the highways of Texas; and shall not, directly or indirectly, transport or cause to be transported over State Highways any person at a greater or lesser fare or rate than that approved of by the Commission save and except that any broker shall be allowed a reasonable brokerage for his services but said brokerage and all details and particulars in connection therewith, including who shall pay such brokerage, shall be first approved of by the Commission.

Sec. 7. The Commission shall have power, after proper notice and hearing, in a manner hereinafter more particularly set forth, to make, adopt and enforce any reasonable rules and regulations, and to enforce the same, which may be necessary in assisting it to determine just who are and who are not brokers and in enforcing observance of its duly authorized and approved rates, tariffs and fares and in inspecting and approving brokerage charges to be charged by brokers for their services as such and in seeing to it that passengers are not transported in vehicles and under circumstances wherein and whereunder they are unprotected against injury and damage to person and property during such transportation or as a proximate result thereof and in assisting it in otherwise exercising the powers expressly given it or necessarily implied from and by this Act.

Sec. 8. Each broker, prior to the issuance of any license to him, shall file a bond or other security with the Commission and shall procure its approval of the same conditioned in such fashion that the State of Texas, through its Attorney General or any District or County Attorney, may proceed against said bond or other security and the principals and sureties thereon for a recovery of all money representing the difference between the money actually paid by any and all persons for such transportation arranged for by the broker, on the one hand, and the money which should have been paid under the applicable tariffs, rates and fares theretofore approved of by the Commission, on

the other hand, plus a penalty of Twenty-five (\$25.00) Dollars for each person so transported at the instigation of the broker at a lesser or greater charge or fare than the Commission's duly and properly approved tariff, rate or fare; and further conditioned in such fashion that the Attorney General or any District or County Attorney may similarly proceed for a recovery of all money representing the difference between the money actually collected by said broker as for his brokerage, on the one hand, and the money which should have been collected by him as for brokerage under the Commission's duly approved rate of brokerage, on the other hand, plus a penalty of Twenty-five (\$25.00) Dollars on each passenger connected with the broker but with respect to whom the broker failed, refused or neglected to collect the proper brokerage previously fixed or approved of by the Commission. All money recovered, either as differences between money actually collected and that which should have been collected as penalties under this Section 8 shall become the property of and be owned by the State of Texas, as a penalty and not as a forfeiture.

Sec. 9. No broker shall have any part in transporting or causing to be transported any person for hire over the highways of Texas except in a vehicle and under circumstances wherein and whereunder such passenger and his heirs, his estate and his beneficiaries are fully protected, by security, bond or insurance to be approved by the Commission, against damage, loss and injury resulting from loss of or damage to property possessed by such passenger during such transportation or as a proximate result thereof, and, as well, against damage, loss and injury resulting from such passenger's personal injury or death during such transportation, or as a proximate result thereof; and, if any such passenger, his heirs, his estate or his beneficiaries, be damaged or injured in his person or rights or property as a result of such passenger's being transported in such unprotected manner, then those entitled to a recovery by reason of such unprotected transportation, in the event they cannot make themselves whole by proceeding against the actual hauler or carrier, shall be entitled to proceed against the broker, insurer,

bond or other security and the principal and sureties thereon to the extent necessary to make them and each of them whole; and each broker's bond, insurance or other security shall be so conditioned; and each broker shall be required to furnish or renew such insurance, bond or other security as may be and to the extent necessary from time to time and as may be ordered by the Commission to effectuate all of the protection for the State and for such other persons as are mentioned in this Section; and such insurance, bond or other security shall be further conditioned in such fashion that, if and when any passenger, through no fault of his own has not been carried over the route called for by the agreement with the broker or has not been carried all of the way to the destination agreed upon with the broker then the party or parties injured or damaged by such deviation from route or by such failure to carry the passenger through to his destination, in the event they cannot make themselves whole by proceeding against the actual hauler or carrier, shall be fully protected by and shall be allowed to proceed against the broker, insurance, bond or other security and the insurer, principal or sureties thereon to the extent necessary to make the injured or damaged party or parties whole.

Sec. 10. The Railroad Commission of Texas shall have and it is hereby given power and authority to adopt, approve, promulgate and enforce rules and regulations to the extent necessary and only to the extent necessary to aid and assist it in carrying out the express and necessarily implied powers granted it by this Act; but before adopting, approving, promulgating or enforcing any such rules and regulations, a copy thereof shall be sent by mail to each person, firm, corporation and association of persons known or thought by the Commission to have an interest in the subject matter of such rules and regulations and in addition such proposed rules and regulations shall be published on three (3) successive days in a daily newspaper of general circulation in each of the Cities of San Antonio, Houston, Dallas, Fort Worth, El Paso, Texarkana, Amarillo and Brownsville, Texas, and in each such notice and publication the Commission shall give all inter-

ested persons, firms, corporations and associations of persons express notice that it intends to adopt, approve, promulgate, and enforce such proposed rules and regulations and that a public hearing will be held thereon in Austin, Texas, at a given hour and date for the purpose of hearing any and all objections thereto and any and all evidence and statements and arguments in regard thereto and for the purpose of making any and all necessary changes, eliminations and amendments in and to such published and proposed Rules and Regulations; and in such notices and publications all interested parties shall be given notice to be and appear at the given time and place for the purpose of such a hearing. At any and all such hearings the Commission shall give all interested parties an opportunity to present evidence, statements and arguments for and against the adoption of the proposed Rules and Regulations. And the Commission shall adopt or reject such Rules and Regulations, in whole or in part as it shall deem proper but its action shall be reasonable and shall be based upon the substantial effect of the record made at such hearing or upon the substantial effect of its other records of which it may take notice under present laws. The hearing contemplated shall be held at least ten (10) days from the mailing of the notices exclusive of the day of mailing and at least ten (10) days from the appearance of the last notice in said newspapers or either of them.

Sec. 11. Each and every broker shall keep an accurate record of each and every contract, agreement, or arrangement for transportation which he or it may make with every person, traveling or desiring to travel, with whom the broker may contract or arrange transportation on such form and containing such information as the Commission may prescribe and require. Such record shall be open to inspection to any sheriff, constable, County or District Attorney, and to any officer, agent, inspector, or other employee of the Railroad Commission at all times. Such records shall not be destroyed until after the expiration of three years and then only after an order of the Commission authorizing the destruction thereof.

Sec. 12. No application for a broker's license shall be granted until

after hearing thereof, notice of which shall be given to all motor bus companies serving the territory proposed to be served by applicant, and to the County Judge and District and County Attorney of the county in which applicant resides, at least ten days prior to the date of such hearing, at which hearing any interested party may appear and be heard. Each application for a broker's license shall be accompanied by a filing fee of Twenty-five (\$25.00) Dollars which shall be payable to the State Treasurer at Austin, and shall be by the State Treasurer deposited in the State Treasury and credited to the fund known and designated as the "Motor Transportation Fund," and be used in administering this Act. Each person, firm, corporation, or association of persons holding a broker's license under the terms of this Act shall on the first day of January of each and every year that such license is in effect, pay to the State Treasurer a fee of Twenty-five (\$25.00) Dollars which shall be deposited in and become a part of the General Revenues of the State, and such brokers shall not be authorized to transact any business in any calendar year until such fee is paid and if not paid on or before the first day of March of any year such license shall be automatically cancelled.

Sec. 13. The Commission shall have the power and authority under this Act to hear and determine all applications of brokers for a license; to determine complaints presented to it by brokers, by any public official or by any citizen having an interest in the subject matter of the complaints, or it may institute an investigation in any matter pertaining to brokers upon its own motion. The Commission, or any member thereof, or authorized representative of the Commission, shall have the power to compel the attendance of witnesses, swear witnesses, take their testimony under oath and make a record thereof, and if such record is made under the direction of a Commissioner, or authorized representative of the Commission, a majority of the Commission may, upon the record, render judgment as if the case had been heard before a majority of the members of the Commission. The Commission shall have the power and authority under this Act to do and perform all necessary things to carry out the purpose, intent, and provisions of this

Act, and to that end may hold hearings at any place in Texas which it may designate.

Sec. 14. The applicant for a broker's license, any motor bus company, or any other interested person, may, if he or it be dissatisfied with any decision, rule, order, act, or regulation adopted by the Commission, such dissatisfied person, association, corporation, or party may file a petition setting forth the particular objection to such decision, rule, order, act or regulation, or to either or all of them in the district court of the plaintiff's residence or principal place of business, against said Commission as defendant. Said action shall have precedence over all other causes on the docket of a different nature and shall be tried and determined as other civil causes in said court; either party to said action may appeal to the appellate court having jurisdiction of said cause and said appeal shall be at once returnable to said appellate court having jurisdiction of said cause and said action so appealed shall have precedence in said appellate court over all causes of a different character therein pending; provided, that if the court be in session at the time such right of action accrues the suit may be filed during such term and stand ready for trial after ten days notice. In all trials under this Section the burden of proof shall rest upon the plaintiff who must show by the preponderance of the evidence that the decisions, regulations, rules, orders, and acts are unreasonable and unjust to it or them. The Commission shall not be required to give any appeal bond in any cause arising hereunder and no injunction shall be granted against any order of the Commission without hearing unless it shall clearly appear that irreparable injury will be done the complaining party if the injunction is not granted.

Sec. 15. Any person, corporation, or any officer, agent, servant, or employee of any such corporation, and every other person who violates or fails to comply with, or who procures, aids or abets in the violation of this Act or any rule, regulation, order or decree of the Commission, promulgated under the terms of this Act shall be guilty of a misdemeanor and upon conviction, thereof, shall be punished by a fine of not less than One Hundred (\$100) Dollars and not to

exceed Two Hundred (\$200) Dollars, and the violations occurring on each day shall each constitute a separate offense. Any authorized inspector for the Railroad Commission and all law enforcement officers of the State shall have power and authority and it shall be their duty to make arrests for the violation of any of the provisions of this Act.

Sec. 16. The Railroad Commission may in its discretion after ten days notice and a hearing cancel any license issued under the provisions of this Act for the violation of this or any other statute of this State, the violation of any lawful order, rule or regulation promulgated by the Commission under authority hereof or for any failure of any broker to discharge any and all claims or demands of any member of the public for which such broker may be legally liable by reason of any act of such broker in selling, providing, procuring, contracting, or arranging for such transportation, information, or introduction under the terms of this Act.

Sec. 17. All laws and parts of laws in conflict herewith are expressly repealed.

Sec. 18. If any Section, Subsection, clause, sentence, or phrase of this Act is for any reason held to be unconstitutional and invalid, such decision shall not affect the validity of the remaining portions of the Act. The Legislature hereby declares that it would have passed this Act and each Section, Subsection, clause, sentence, or phrase thereof irrespective of the fact that any one or more of the Sections, Subsections, sentences, clauses, or phrases be declared unconstitutional.

Sec. 19. Declaration of Policy. The Legislature finds that there has grown up in this State a type of business in which transportation is sold or arranged for in various forms consisting of the selling or giving of information with respect to travel and transportation, the introduction of parties and various other methods and practices which interferes with and obstructs the functions of the Railroad Commission of Texas in connection with its control of motor bus companies holding certificates of public convenience and necessity issued by said Commission, and which is hazardous and dangerous to the public health, morals and general welfare,

and that passengers are often stranded by drivers of cars to whom they have paid money for transportation and other fees or commissions for being brought into contact with the drivers of such cars and that this often occurs when such passengers are far from home and friends and left to complete their journey any way they can; that passengers after beginning a journey are often required to pay additional money or buy supplies in order to complete their journey; that passengers are often carried over long and circuitous routes contrary to representations made to them; that there has developed a class of irresponsible persons who operate automobiles from place to place with no destination and no motive except to transport persons as passengers for hire, who have no insurance to protect a passenger for personal injury or loss or damage to property and who are unable to respond in damages; that passengers are subjected to indignities and insults; that irregularities and abuses require the regulation and policing of Broker's operations and that such regulation is necessary in the interest of the health, moral and general welfare of the people of this State.

Sec. 20. The fact that the Railroad Commission is being frustrated in the exercise of its jurisdiction over the transportation of passengers for hire over State highways by the activities of Brokers and the fact that passengers are often stranded by drivers of cars to whom they have paid money for transportation and other fees or commissions for being brought into contact with the drivers of such cars and that this often occurs when such passengers are far from home and friends and left to complete their journey any way they can; that passengers after beginning a journey are often required to pay additional money or buy supplies in order to complete their journey; that passengers are often carried over long and circuitous routes contrary to representations made to them; that there has developed a class of irresponsible persons who operate automobiles from place to place with no destination and no motive except to transport persons as passengers for hire, who have no insurance to protect a passenger for personal injury or loss or damage to property and who are unable to respond in damages; that passengers

are subjected to indignities and insults; that irregularities, abuses, and injuries to the traveling public have arisen which are dangerous to the welfare, health, morals, and safety of the general public; and that regulation of brokers is essential and necessary to the proper regulation of motor bus transportation, creates an emergency and an imperative public necessity that the constitutional rule requiring all bills to be read on three several days be suspended, and that said Rule is hereby suspended, and that this Act shall take effect and be in full force and effect from and after its passage, and it is so enacted.

On motion of Mr. Johnson of Tarrant, the Report was adopted by the following vote:

Yeas—116

Allison	Galbreath
Alsup	Gilmer
Anderson	Goodman
Bailey	Gordon, Mrs.
Baker	Hamilton
of Fort Bend	Hankamer
Bell	Hardeman
Blankenship	Hardin
Boethel	Harp
Bond	Harper
Boyd	Harrell of Bastrop
Boyer	Harrell of Lamar
Bradbury	Harris
Bradford	Heflin
Bray	Holland
Bridgers	Howington
Brown of Cherokee	Hunt
Bundy	Isaacks
Burkett	Johnson of Ellis
Burney	Johnson of Tarrant
Cauthorn	Kern
Celaya	Kerr
Chambers	King
Clark	Langdon
Cleveland	Lehman
Cockrell	Leyendecker
Coleman	Lock
Colquitt	Loggins
Crossley	McAlister
Daniel	McDaniel
Davis of Jasper	McDonald
Davis of Upshur	McFarland
Dean	McMurry
Derden	Mohrmann
Dickison	Monkhouse
Donaghey	Montgomery
Dowell	Morris
Faulkner	Newell
Ferguson	Oliver
Fielden	Pace
Fuchs	Petsch

Pevehouse	Stinson
Piner	Talbert
Reader of Bexar	Tarwater
Reader of Erath	Taylor
Reaves	Tennant
Reed	Thornberry
Rhodes	Turner
Riviere	Vale
Roach	Vint
Robinson	Voigt
Russell	Waggoner
Schuenemann	Westbrook
Segrist	White
Shell	Wilson
Skiles	Winfree
Smith of Frio	Worley
Smith of Hopkins	Wright
Smith of Matagorda	

Nays—13

Allen	Spencer
Cornett	Stoll
Hale	Thornton
Kennedy	Weldon
Kersey	Wells
McNamara	Wood
Roberts	

Present—Not Voting

Brown  
of Nacogdoches

Absent

Baker of Grayson	Keith
Broadfoot	Kinard
Colson, Mrs.	Leonard
Corry	Little
Dickson	London
Dwyer	Mays
Felty	Nicholson
Howard	Pope
Hull	Ragsdale

Absent—Excused

Hartzog

#### HOUSE JOINT RESOLUTION NO. 35 ON SECOND READING

The Speaker laid before the House, on its second reading,

H. J. R. No. 35, Proposing to amend the Constitution of the State of Texas so as to permit the furnishing of State official textbooks free to every child of scholastic age attending any school within the State.

The resolution was read second time.

Mr. Worley offered the following amendment to the resolution:

Amend House Joint Resolution No. 35, by striking out the words "according to their scholastic population and applied" in line 36, Section 2, page 2.

WORLEY,  
HARRIS,  
McMURRY.

Question—Shall the amendment by Mr. Worley be adopted?

#### HOUSE BILL NO. 108 WITH SEN- ATE AMENDMENTS

Mr. Howard called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 108, A bill to be entitled "An Act conferring and relinquishing to the Supreme Court full rule-making power in civil judicial proceedings, repealing all laws and parts of laws governing practice and procedure in civil actions, such repeal effective on and after January 1, 1940, providing that no substantive law or part thereof is thereby repealed; authorizing and empowering the Supreme Court by general order to continue such statutes in force as rules of the Court; investing the Supreme Court with full rule-making power and fixing the time for such to become effective, and declaring an emergency."

Mr. Howard moved that the House do not concur in the Senate amendments, and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee on House Bill No. 108: Messrs. Howard, Stinson, Daniel, Hankamer and Isaacks.

#### HOUSE BILL NO. 971 WITH SEN- ATE AMENDMENTS

Mr. White called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 971, A bill to be entitled "An Act fixing the compensation of Tax Collector-Assessor, County Clerk, District Clerk, Sheriff and County Auditor in all counties in this State having a population of not less than forty-eight thousand, five hundred

and forty (48,540), and not more than forty-eight thousand, five hundred and eighty (48,580,) according to the last Federal Census, or any subsequent Federal Census; fixing mode and manner of payment of such salaries; fixing effective date; repealing all laws and parts of laws in conflict herewith, to the extent of the conflict only, and declaring an emergency."

Mr. White moved that the House do not concur in the Senate amendments, and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee on House Bill No. 971: Messrs. White, Reader of Bexar, Talbert, Cornett and Harper.

**HOUSE BILL NO. 9 WITH SENATE AMENDMENTS**

Mr. Daniel called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 9, A bill to be entitled "An Act providing the method of making application to purchase or lease unsurveyed school lands, commonly known as vacancies; providing for notice to those whose rights may be affected, and a public hearing; providing a limitation upon the time in which such application must be acted upon and in which suit may be filed to establish the same; validating long established lines and corners and providing for presumption of their correctness in trials involving location of boundaries, and attempts to locate vacancies between surveys long considered to adjoin; placing the burden of proof upon the party asserting such vacancy; etc., and declaring an emergency."

Mr. Daniel moved that the House do not concur in the Senate amendments, and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

Mr. Talbert moved, as a substitute motion, that the House concur in the Senate amendments.

Mr. Petsch moved that further consideration of House Bill No. 9 be

postponed until 4:30 o'clock p. m., today.

Question recurring on the motion to postpone, yeas and nays were demanded.

The motion to postpone was lost by the following vote:

**Yeas—59**

Allen	Kern
Anderson	King
Bailey	Lehman
Baker	London
of Fort Bend	McFarland
Baker of Grayson	Mohrmann
Blankenship	Morris
Boyd	Newell
Bradbury	Pace
Bridgers	Petsch
Burkett	Piner
Burney	Reaves
Cauthorn	Rhodes
Chambers	Roach
Cleveland	Roberts
Coleman	Russell
Cornett	Segrist
Davis of Jasper	Skiles
Dickison	Smith of Frio
Dowell	Stinson
Galbreath	Thornberry
Gilmer	Vint
Hale	Voigt
Hardeman	Waggoner
Harris	Weldon
Howington	Westbrook
Hunt	White
Isaacks	Wood
Keith	Worley
Kennedy	Wright

**Nays—67**

Allison	Ferguson
Alsup	Fielden
Boethel	Fuchs
Boyer	Goodman
Bradford	Gordon, Mrs.
Bray	Hamilton
Brown of Cherokee	Hardin
Brown	Heflin
of Nacogdoches	Holland
Clark	Johnson of Ellis
Cockrell	Johnson of Tarrant
Colquitt	Kerr
Corry	Kersey
Crossley	Kinard
Daniel	Langdon
Davis of Upshur	Leyendecker
Dean	Little
Derden	Lock
Dickson	Loggins
Donaghey	McAlister
Faulkner	McMurry

McNamara	Smith
Monkhouse	of Matagorda
Montgomery	Spencer
Nicholson	Talbert
Oliver	Tarwater
Pevehouse	Taylor
Reader of Bexar	Tennant
Reader of Erath	Thornton
Reed	Turner
Riviere	Vale
Robinson	Wells
Schuenemann	Wilson
Shell	Winfree
Smith of Hopkins	

## Absent

Bell	Harrell of Bastrop
Bond	Harrell of Lamar
Broadfoot	Howard
Bundy	Hull
Celaya	Leonard
Colson, Mrs.	Mays
Dwyer	McDaniel
Felty	McDonald
Hankamer	Pope
Harp	Ragsdale
Harper	Stoll

## Absent—Excused

Hartzog

Question then recurring on the substitute motion by Mr. Talbert, that the House concur in the Senate amendments to House Bill No. 9, yeas and nays were demanded.

The motion prevailed by the following vote:

## Yeas—78

Allen	Fielden
Anderson	Hale
Baker of Grayson	Hardeman
Blankenship	Harp
Boethel	Harrell of Bastrop
Bond	Harrell of Lamar
Boyd	Harris
Bradbury	Holland
Bridgers	Howington
Broadfoot	Hunt
Brown of Cherokee	Isaacks
Brown	Keith
of Nacogdoches	Kennedy
Burkett	Kern
Burney	Kerr
Chambers	Kersey
Cleveland	King
Cornett	Lehman
Corry	Lock
Crossley	London
Davis of Jasper	McFarland
Dickison	Mohrmann
Felty	Morris
Ferguson	Newell

Oliver	Stoll
Pace	Talbert
Petsch	Tennant
Piner	Thornberry
Ragsdale	Turner
Reader of Bexar	Vint
Reaves	Voigt
Reed	Waggoner
Rhodes	Weldon
Roach	Wells
Russell	Westbrook
Segrist	White
Skiles	Wood
Smith of Frio	Worley
Spencer	Wright
Stinson	

## Nays—59

Allison	Hull
Alsup	Johnson of Ellis
Bailey	Johnson of Tarrant
Baker	Kinard
of Fort Bend	Langdon
Boyer	Leyendecker
Bradford	Little
Bray	Loggins
Cauthorn	McAlister
Celaya	McMurry
Clark	McNamara
Cockrell	Monkhouse
Coleman	Montgomery
Colquitt	Nicholson
Daniel	Pevehouse
Davis of Upshur	Reader of Erath
Dean	Riviere
Derden	Roberts
Dickson	Robinson
Donaghey	Schuenemann
Dowell	Shell
Faulkner	Smith of Hopkins
Galbreath	Smith
Gilmer	of Matagorda
Goodman	Tarwater
Gordon, Mrs.	Taylor
Hamilton	Thornton
Hardin	Vale
Harper	Wilson
Heflin	Winfree
Howard	

## Absent

Bell	Leonard
Bundy	Mays
Colson, Mrs.	McDaniel
Dwyer	McDonald
Fuchs	Pope
Hankamer	

## Absent—Excused

Hartzog

Mr. Talbert moved to reconsider the vote by which the House concurred in the Senate amendments to House

Bill No. 9, and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—75

Allen	Kerr
Baker of Grayson	Kersey
Bell	King
Blankenship	Lehman
Boethel	Lock
Boyd	London
Bradbury	Mohrmann
Bridgers	Morris
Broadfoot	Newell
Brown of Cherokee	Oliver
Brown	Pace
of Nacogdoches	Piner
Burkett	Ragsdale
Burney	Reader of Bexar
Cauthorn	Reed
Chambers	Rhodes
Cleveland	Roach
Cornett	Russell
Corry	Segrist
Crossley	Skiles
Davis of Jasper	Smith of Frio
Dowell	Spencer
Felty	Stinson
Ferguson	Stoll
Fielden	Talbert
Galbreath	Tennant
Hale	Thornberry
Hardeman	Turner
Harp	Vint
Harrell of Bastrop	Voigt
Harris	Waggoner
Holland	Weldon
Howington	Wells
Hunt	Westbrook
Isaacks	White
Keith	Wood
Kennedy	Worley
Kern	Wright

Nays—58

Allison	Dean
Alsup	Derden
Anderson	Dickson
Bailey	Donaghey
Baker	Dwyer
of Fort Bend	Faulkner
Bradford	Fuchs
Bray	Gilmer
Bundy	Goodman
Clark	Gordon, Mrs.
Cockrell	Hamilton
Coleman	Hardin
Daniel	Heflin
Davis of Upshur	Howard

Hull	Pevehouse
Johnson of Ellis	Reader of Erath
Johnson of Tarrant	Riviere
Kinard	Roberts
Langdon	Robinson
Leyendecker	Schuenemann
Loggins	Shell
McAlister	Smith of Hopkins
McDaniel	Smith
McFarland	of Matagorda
McMurry	Tarwater
McNamara	Taylor
Monkhouse	Thornton
Montgomery	Vale
Nicholson	Wilson
Petsch	Winfree

Absent

Bond	Harrell of Lamar
Boyer	Leonard
Celaya	Little
Colquitt	Mays
Colson, Mrs.	McDonald
Dickison	Pope
Hankamer	Reaves
Harper	

Absent—Excused

Hartzog

BILL RE-REFERRED

Mr. Johnson of Tarrant moved that House Bill No. 1067 be withdrawn from the Committee on State Affairs, and referred to the Committee on Military Affairs.

The motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 90 WITH SENATE AMENDMENTS

Mr. Colquitt called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. C. R. No. 90, To grant E. L. Martin permission to sue the State.

On motion of Mr. Colquitt, the House concurred in the Senate amendments.

MESSAGE FROM THE SENATE

Austin, Texas, May 9, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed the following:

H. B. No. 108, A bill to be entitled "An Act conferring and relinquishing

to the Supreme Court full rule-making power in civil judicial proceedings, repealing all laws and parts of laws governing practice and procedure in civil actions, such repeal effective on and after January 1, 1940, etc., and declaring an emergency." (With amendment.)

H. B. No. 456, A bill to be entitled "An Act amending Article 7345, Chapter 10, Title 122, Revised Civil Statutes of the State of Texas, of 1925 as amended by Acts of the Forty-third Legislature, First Called Session, 1933, page 271, Chapter 98, as amended by Acts of the Forty-fourth Legislature, 1935, page 415, Chapter 165, Section 1 as amended by Senate Bill No. 47, Acts of the Forty-fifth Legislature, 1937, as amended by House Bill No. 456, Acts of the Forty-fifth Legislature, 1937, by adding thereto a new Article to be numbered 7345d, conferring on Commissioners' Courts the power to reopen and reconsider any assessment for taxes, etc., and declaring an emergency."

H. B. No. 1038, A bill to be entitled "An Act appropriating Twelve Thousand (\$12,000) Dollars, or so much thereof as may be necessary, for the month of June, 1939, and Twenty-one Thousand (\$21,000) Dollars, or so much thereof as may be necessary, for the month of July, 1939, and Twenty-one Thousand (\$21,000) Dollars, or so much thereof as may be necessary, for the month of August, 1939, out of any moneys in the Treasury not otherwise appropriated, to defray the administrative expenses of the Texas Relief Commission incurred in connection with the distribution of surplus commodities, the investigation and certification of clients to Works Progress Administration, etc., and declaring an emergency."

S. B. No. 305, A bill to be entitled "An Act making an appropriation of Nine Thousand, Five Hundred (\$9,500.00) Dollars to be used by the Attorney General of Texas for the purpose of paying expenses and costs in enforcing the laws of Texas against trusts, etc., and declaring an emergency."

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

#### SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 305, to the Committee on Appropriations.

#### BILLS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 205, "An Act amending Article 1055, of the Code of Criminal Procedure of Texas, 1925, and declaring an emergency."

H. B. No. 967, "An Act to fix the maximum rate of tax to be levied for school purposes in all independent school districts which include within their limits a city or town which, according to the latest Federal Census, had a population of not fewer than six thousand, two hundred (6,200) and not more than six thousand, two hundred and twenty-five (6,225) whether organized under general or special law, repealing all laws in conflict herewith, both general and special, and declaring an emergency."

H. B. No. 980, "An Act providing that Commissioners' Courts in certain counties shall have the power to provide facilities and financial aid to government agencies and bureaus having activities within the county, and declaring an emergency."

H. B. No. 973, "An Act providing for and fixing compensation of county auditors in certain counties, and declaring an emergency."

H. B. No. 1002, "An Act ratifying, validating and confirming the publication of every ordinance imposing any penalty, fine or forfeiture heretofore passed and approved by any incorporated city or town within the State; providing that this Act shall not affect pending litigation, and declaring an emergency."

#### RECESS

On motion of Mr. Blankenship, the House, at 12:05 o'clock p. m., took recess until 2:30 o'clock p. m., today.

## AFTERNOON SESSION

The House met at 2:30 o'clock p. m., and was called to order by the Speaker.

## LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Faulkner for this afternoon, on account of illness, on motion of Mr. Smith of Matagorda.

Mr. Montgomery for this afternoon, on account of illness, on motion of Mr. Dickison.

Mr. Blankenship temporarily for this afternoon, on account of important business, on motion of Mr. Reader of Bexar.

## BILL RE-REFERRED

Mr. Baker of Grayson moved that House Bill No. 702 be withdrawn from the Committee on Highways and Motor Traffic, and referred to the Committee on Judiciary.

The motion prevailed.

## COMMUNICATION FROM HONORABLE MILTON H. WEST

The Speaker laid before the House, and had read the following communication from Honorable Milton H. West:

Honorable Emmett Morse, Speaker, House of Representatives, Austin.

Ways and Means Committee has adopted amendment to section of social security providing unemployment insurance to the effect that a State may reduce the three per cent levy where they have accumulated a reserve of one and a half times the amount collected or expended in any one year, whichever is greater. I feel sure this amendment will become the law. Texas has an accumulation of more than twice such amount, and therefore entitled to a tax reduction of, in my judgment, from one to one and one-half of the present tax. May I suggest that Texas Act be amended if necessary making it possible to accomplish this reduction. Some State Acts provide a board empowered to vary the tax. Realize Legislature will adjourn soon is reason for this wire. This would save the taxpayers of

Texas several millions per year. Regards.

MILTON H. WEST, M. C.

PRESENTATION OF MILITARY  
CROSSES BY THE UNITED  
DAUGHTERS OF THE  
CONFEDERACY

In accordance with the provisions of a resolution heretofore adopted, providing for the presentation of Military Crosses by the United Daughters of the Confederacy, to sons of distinguished Confederate Soldiers, who are ex-service men, the Honorable Senators, having been invited to attend, were announced at the bar of the House and were admitted and escorted to seats.

Lieutenant Governor Coke R. Stevenson was escorted to a seat on the Speaker's stand.

Governor W. Lee O'Daniel and party were escorted to seats on the Speaker's stand by the committee heretofore appointed.

The following were escorted to a seat on the Speaker's stand, for the purpose of receiving the Military Crosses: Hon. George C. Moffett, Hon. R. Emmett Morse, Speaker, Hon. A. S. Broadfoot, Hon. Dallas Blankenship, Hon. N. E. Brown, Hon. P. L. Crossley, Hon. Minet M. Davis, Hon. R. R. Donaghey, Hon. M. H. Dowell, Hon. Joe Monkhouse, Hon. Frank Miller, S. B. Parsons, Hon. R. G. Piner, Hon. Grady Roberts, and Hon. Kal Segrist.

Lieutenant Governor Coke Stevenson presented Mrs. W. W. Turner, State Recorder of Crosses of Texas, Division of the United Daughters of the Confederacy. Mrs. Turner presided during the ceremonies.

Mrs. Turner presented Hon. James H. Goodman of Midland County, who presented Military Service Crosses to the following: Hon. George Moffett, of Chillicothe; Hon. R. E. Morse, Speaker of the House of Representatives, of Harris County; Hon. A. S. Broadfoot of Fannin County, Hon. Dallas Blankenship of Dallas County, Hon. P. L. Crossley of Eastland County, Hon. Minet M. Davis of Jasper County, Hon. R. R. Donaghey of Wilbarger County, Hon. Maurice H. Dowell of Caldwell County, Hon. Joe Monkhouse of Uvalde, Hon. R. G. Piner of Hunt County, Hon. Grady Roberts of Knox County, Hon. Kal Segrist of Dallas

County, N. E. Brown, Frank Miller, and S. B. Parsons.

Citations were then read by Mrs. J. E. Callahan, Recorder of Crosses, Albert Sidney Johnson, Chapter of the United Daughters of the Confederacy.

**HOUSE JOINT RESOLUTION NO. 35 ON PASSAGE TO ENGROSSMENT**

The House resumed consideration of pending business, same being House Joint Resolution No. 35, providing for free text-books to every child of scholastic age, etc.

The resolution having heretofore been read second time, with amendment by Mr. Worley, pending.

Mr. Bell moved to table the amendment by Mr. Worley.

The motion to table prevailed.

Question—Shall H. J. R. No. 35 pass to engrossment?

The roll of the House was called and the vote resulted as follows:

**Yeas—65**

Allen	Loggins
Allison	Mays
Anderson	McAlister
Baker	McDonald
of Fort Bend	McFarland
Baker of Grayson	McNamara
Bell	Mohrmann
Boethel	Montgomery
Boyd	Nicholson
Bray	Petsch
Bundy	Pevehouse
Celaya	Reader of Bexar
Colson, Mrs.	Reader of Erath
Dickson	Reed
Dickson	Roach
Dwyer	Roberts
Felty	Robinson
Galbreath	Schuenemann
Gordon, Mrs.	Shell
Hankamer	Smith
Hardin	of Matagorda
Harrell of Bastrop	Stoll
Harris	Talbert
Holland	Tarwater
Hull	Taylor
Johnson of Ellis	Thornton
Johnson of Tarrant	Turner
Keith	Vale
Kennedy	Voigt
Kerr	Waggoner
Kinard	Wilson
Lehman	Winfree
Leonard	Wood
Leyendecker	

**Nays—63**

Alsup	Harrell of Lamar
Bailey	Heflin
Bond	Howington
Bradbury	Hunt
Bradford	Isaacks
Bridgers	Kern
Brown of Cherokee	Kersey
Burkett	King
Burney	Langdon
Cauthorn	Little
Chambers	Lock
Clark	London
Cleveland	Morris
Cockrell	Newell
Coleman	Oliver
Cornett	Pace
Corry	Reaves
Crossley	Rhodes
Daniel	Russell
Davis of Jasper	Segrist
Davis of Upshur	Skiles
Dean	Smith of Hopkins
Dowell	Spencer
Ferguson	Stinson
Fielden	Tennant
Gilmer	Thornberry
Goodman	Weldon
Hale	Wells
Hamilton	Westbrook
Hardeman	White
Harp	Wright
Harper	

**Present—Not Voting**

Brown  
of Nacogdoches

**Absent**

Boyer	Monkhouse
Broadfoot	Piner
Colquitt	Pope
Derden	Ragsdale
Donaghey	Riviere
Fuchs	Smith of Frio
Howard	Vint
McDaniel	Worley
McMurry	

**Absent—Excused**

Blankenship	Hartzog
Faulkner	

**ADOPTION OF CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 194**

Mr. Dean submitted the following Conference Committee Report on House Bill No. 194:

Austin, Texas, May 5, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Hon. R. Emmett Morse, Speaker of the House.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and the House on House Bill No. 194, have met and beg leave to recommend that said House Bill No. 194 be passed in the form hereto attached.

Respectfully submitted,

SPEARS,  
HARDIN,  
KELLEY,  
PACE,

On the part of the Senate.

DEAN,  
KINARD,  
DICKISON,  
MORRIS,

On the part of the House.

H. B. No. 194

A BILL

To Be Entitled

An Act defining "Barber Board"; authorizing the State Board of Barber Examiners under certain conditions herein set forth to approve agreements fixing minimum prices for barber services; providing for agreements to be submitted by eighty-five (85) per cent of the licensed barbers in any one county of the State; providing the minimum for haircuts shall not exceed forty (40) cents; providing for orders of the Board to remain in effect until replaced by new agreements; providing for the State Board to adopt and enforce rules and orders necessary to administer the Act; providing for the posting of rules or orders; providing for deviation from established minimum by certain barbers; providing for practice and procedure of the Board with respect to investigations; providing for treatment by the Board of violations of this Act; providing for the Board to administer and enforce the provisions of this Act; providing nothing in this Act shall affect any regulation of the State Board of Health or authority now vested in State Bureau of Labor Statistics; regulating barber schools or barber colleges; providing a penalty for violating the provisions of this Act; providing for refusal to grant a license or for suspension or revocation of licenses by the Board; pro-

viding for appeal from action of the Board; providing for the payment of expenses of administration of this Act; providing for fees for permits and placing such fees in a special enforcement fund; providing that the provisions of this Act shall be cumulative; providing a saving clause; repealing all laws in conflict herewith; providing this Act shall not be construed as an amendment to, nor in any manner repealing, the Anti-trust Laws of this State or the United States, and declaring an emergency.

Be It Enacted by the Legislature of the State of Texas:

Section 1. As used in this Act, unless otherwise expressly stated, or unless the content or subject matter otherwise requires, "Barber Board" or "Board" shall mean the State Board of Barber Examiners.

Sec. 2. Whenever a scale of minimum prices for barber services shall have been agreed upon, signed, and submitted to the State Board of Barber Examiners by organized and representative groups of barbers of at least eighty-five (85) per cent of the licensed barbers in any county of this State, the State Board of Barber Examiners shall have power to approve or disapprove such agreements and to declare and establish within such county, by official order, the minimum prices for any and all work or service usually performed in barber shops.

Sec. 3. All orders of the Board approving schedules of prices to be charged for barber service, as herein provided, shall remain in force and effect unless rescinded, modified, or replaced by a new agreement approved and promulgated by the Board, after being signed and submitted under the procedure provided in Section 2 of this Act.

Sec. 3a. Provided the minimum price so set shall never exceed forty (40) cents per haircut.

Sec. 4. The State Board of Barber Examiners shall adopt and enforce all rules and orders necessary to carry out the provisions of this Act. All rules and orders of the Board shall be printed and posted for public inspection in the office of the Secretary of the Board, including all minimum price agreements which have been approved and promulgated by the Board.

Notice shall likewise be mailed to each and every barber shop affected by said rule and/or order.

The posting in the main office of the Secretary of the Board of any rule or order not herein required to be served upon any person shall constitute due and sufficient notice to all persons affected by such rule or order and shall be binding upon them.

Sec. 5. All barbers in business anywhere in the State other than within the corporate limits, or within two (2) miles thereof, of all cities of one thousand (1,000) or more population according to the last preceding Federal Census shall be allowed to deviate not more than twenty-five (25) per cent from the minimum as established by the barbers of that particular county.

Sec. 6. The practice and procedure of the Board with respect to any investigation authorized by this Act shall be in accordance with rules and regulations to be promulgated by the Board, which shall provide for a reasonable notice to all persons affected by orders to be made by the Board after such investigation, and opportunity to be heard either in person or by counsel, and to introduce testimony in their behalf at any public hearing to be held for the purpose.

For the purpose of such investigation, or any hearing which the Board is authorized or required to conduct, the Board or any member thereof, and its Secretary shall have power to conduct such hearing, administer oaths, take depositions, issue subpoenas, compel the attendance of witnesses and the production of books, papers, documents, and other evidence. In case of disobedience of any person to comply with the order of the Board, or a subpoena issued by the Board or any of its members or its Secretary, or on the refusal of a witness to testify to any matter regarding which he may be lawfully interrogated, the Judge of any District Court of the county in which the person resides, on application of any member of the Board or its Secretary, shall compel obedience by attachment proceedings as for contempt, as in the case of disobedience of a subpoena issued from such court, or a refusal to testify therein. The Sheriff of the county in which such person resides shall serve all orders and subpoenas herein referred to, and each witness

who appeared in obedience to subpoena before the Board, or member, or its Secretary, shall receive for his attendance the fees and mileage provided for witnesses in civil cases in the District Courts of this State, which shall be paid upon presentation of proper vouchers, approved by any two (2) members of the Board. No witness subpoenaed at the instance of a party, other than the Board or one of its members, or its Secretary, shall be entitled to compensation unless the Board shall certify that his testimony was material to the matter investigated.

Sec. 6-A. "Order Fixing Prices of Barber Work:

(a) That the Board shall have the power to approve price agreements establishing minimum prices for barber work, signed, and submitted by any organized groups of at least 85% of the barbers of each county, after ascertaining by such investigations, and proofs as the condition permits and requires, that such price agreement is just, and under varying conditions, will best protect the public health and safety by affording a sufficient minimum price for barber work to enable the barbers to furnish modern and healthful services and appliances, so as to minimize the danger to the public health incident to such work.

The Board shall take into consideration all conditions affecting the barber profession in its relation to the public health and safety.

In determining reasonable minimum prices the Board shall take into consideration the necessary costs incurred in the particular County in maintaining a barber shop in a clean, healthful and sanitary condition.

(b) The Board, after making such investigation, shall fix by official order; the minimum price for all work usually performed in a barber shop.

(c) That if the Board after investigation, made either upon its own initiative or upon the complaint of a representative group of barbers, determines that the minimum prices so fixed are insufficient to properly provide healthful services to the public and keep the shops sanitary, then the Board from time to time shall have authority to vary or re-fix the minimum prices for a barber's work in each county, when presented with a

new agreement signed and submitted by 85% of the barbers of said County.

Sec. 7. The State Board of Barber Examiners shall have the authority to bring an injunction suit in the District Court in the county of the residence of the defendant against any person who is violating any provision of the Barber Law or any order of the Barber Board issued by authority of this Act.

Sec. 8. The State Board of Barber Examiners is hereby vested with such general powers as are necessary for administering and enforcing this Act; provided, however, that nothing contained in this Act shall be construed to affect the status, force, or operation of any regulations of the State Board of Health or of any local health ordinance or regulation, or to affect the authority now vested in the Bureau of Labor Statistics of the State of Texas.

Sec. 9. The provisions of this Act shall apply to and be binding upon all persons to whom, under any other laws of this State, the State Board of Barber Examiners is authorized to issue licenses or certificates of registration, including barbers, barber apprentices, and haircutters in beauty shops and hair-dressing establishments, as defined in such laws; provided, however, the provisions of this Act shall not apply to the duly authorized barber schools or barber colleges, except that it shall be unlawful for any approved school or college to charge or allow its students to charge less than one-half the minimum price as approved under the provisions of this Act, and provided that no charge shall be made for service or materials in the beginners' department of any barber school or college.

Sec. 10. That a violation of any provision of this Act, or any rule or order of the Board lawfully made pursuant thereto, except as otherwise expressly provided by this Act, shall be a misdemeanor punishable, upon conviction, by a fine of not less than Ten (\$10) Dollars and not exceeding Two Hundred (\$200) Dollars, or by imprisonment not exceeding six (6) months, or both such fine and imprisonment, and each day during which such violation shall continue shall be deemed a separate violation.

Sec. 11. That the Board may decline to grant a barber's or haircutter's, or other license, or may suspend

or revoke such license if already granted, upon due notice and opportunity of hearing to the applicant or licensee when satisfied that any such person has violated any of the provisions of this Act. Any applicant or licensee considering himself aggrieved by any action of the Board, taken under the provisions of this Act, may, within twenty (20) days after receipt of the order of the Board, take an appeal from the action of the Board to the District Court of the county in which such person resides, which court shall have jurisdiction to reverse, vacate, or affirm the order complained of, if such court is of the opinion that such order was unlawful or unreasonable. No proceeding to vacate or reverse a final order rendered by the Board shall operate to stay the execution or effect thereof, unless the District Court or a judge thereof in vacation or in termtime, on application, shall allow such stay, in which event the petitioner shall be required to execute a bond in such sum as the court may prescribe, with sufficient surety to the satisfaction of the court, conditioned for the prompt payment of all damage arising from or caused by the delay in the enforcement of the order complained of.

Any order applying only to a person or persons named therein shall be served by registered mail, return receipt demanded, or by delivery by any authorized inspector, constable, or sheriff.

Sec. 12. That all expenses incidental to the administration of this Act shall be paid from the funds of the State Board of Barber Examiners in the manner and form governing other expenditures of that Board.

Sec. 13. Every licensed barber, barber apprentice, and haircutter practicing in any county of this State in which minimum price agreements are operative under this Act shall procure an annual permit to practice under any such agreement from the State Board of Barber Examiners. The permit shall expire with the expiration of any such agreement and shall not be transferable. The annual fee for permits shall be Two Dollars and Fifty Cents (\$2.50) and shall be paid within thirty (30) days after the approval of any such agreement, and thereafter on or before each anniversary date of the approval by the Board of any such agreement, and

upon failure to do so, after ten (10) days' notice in writing, the license of any such person may be suspended, upon order of the Board, until such fee is paid.

All fees collected under this Act shall be placed in the State Treasury to the credit of a special fund to be known as "Special Enforcement Fund," and all of the current revenues derived, to be placed to the credit of said Fund during the two (2) years ending August 31, 1941, are hereby appropriated and shall be used by the State Board of Barber Examiners and under its direction in the enforcement of this Act.

Sec. 14. The provisions of this Act shall be cumulative of all other provisions of the Civil Statutes, the Penal Code, and the Code of Criminal Procedure of the State of Texas, and the remedies herein provided shall be cumulative of all other remedies provided in the Civil Statutes, the Penal Code, and the Code of Criminal Procedure of the State of Texas.

Sec. 15. If any article, Section, Subsection, sentence, clause, or phrase of this Act is, for any reason, held to be unconstitutional, such decision shall not affect the validity of any remaining portions of this Act. The Legislature hereby declares that it would have passed this Act and each Section, Subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more of the Sections, Subsections, sentences, clauses, or phrases are declared unconstitutional.

Sec. 16. All laws or parts of laws in conflict with any provisions of this Act are hereby expressly repealed.

Sec. 17. Nothing in this Act shall ever be construed as amending, modifying, suspending, or repealing any of the laws of this State defining and prohibiting trusts, monopolies, and conspiracies against trade, with particular reference to Chapter 3, Title 19, Penal Code of this State and Title 126, Revised Civil Statutes of Texas, 1925; and should this Act in any manner conflict with or alter, repeal, change, modify or affect, or attempt to alter, repeal, change, modify or affect the above-mentioned statutes or any sentence, Section, clause, phrase or word thereof, this Act shall fall and be held for naught.

Sec. 18. The fact that there is at present no law regulating the min-

imum prices of barber shops, and the fact that a condition exists in the barber business or profession which is creating an unfair, demoralizing, and uneconomic competition and practice in this State, which is resulting in price cutting to the extent of limiting and preventing barbers from rendering safe and healthful service to the public, and is causing to be created an insanitary condition, create an emergency and an imperative public necessity that the Constitutional Rule requiring all bills to be read on three separate days in each House be and the same is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Mr. Dean moved that the Conference Report on House Bill No. 194, be adopted.

Mr. Kersey moved that the Conference Report be tabled.

Mr. Kinard moved a call of the House for the purpose of maintaining a quorum pending consideration of the Conference Report on House Bill No. 194, and the call was duly seconded.

Question recurring on the motion for the call of the House, it was lost.

Question recurring on the motion by Mr. Kersey that the Conference Report on House Bill No. 194 be tabled, yeas and nays were demanded.

The motion to table the Report was lost by the following vote:

#### Yeas—29

Alsop	Kern
Boethel	Kersey
Bray	Lehman
Bridgers	Leyendecker
Broadfoot	Mays
Chambers	McFarland
Coleman	Reader of Erath
Cornett	Rhodes
Daniel	Roach
Davis of Jasper	Spencer
Davis of Upshur	Stinson
Fielden	Weldon
Hankamer	Westbrook
Howington	Wright
Isaacks	

#### Nays—79

Allen	Boyd
Allison	Bradbury
Bailey	Bradford
Baker of Grayson	Brown of Cherokee
Bell	Burney
Bond	Cauthorn

Cleveland	London
Cockrell	McAlister
Corry	McDonald
Dean	McNamara
Derden	Mohrmann
Dickison	Morris
Donaghey	Newell
Dowell	Nicholson
Ferguson	Oliver
Galbreath	Pace
Gilmer	Petsch
Gordon, Mrs.	Pevehouse
Hale	Piner
Hamilton	Ragsdale
Hardeman	Reader of Bexar
Hardin	Reed
Harp	Roberts
Harper	Robinson
Harrell of Bastrop	Segrist
Harrell of Lamar	Skiles
Harris	Smith of Hopkins
Heflin	Stoll
Hull	Talbert
Hunt	Taylor
Johnson of Tarrant	Tennant
Keith	Thornberry
Kennedy	Thornton
Kerr	Vale
Kinard	Vint
King	White
Langdon	Wilson
Leonard	Winfree
Lock	Wood
Loggins	

Present—Not Voting

Brown	Russell
of Nacogdoches	

Absent

Anderson	Little
Baker	McDaniel
of Fort Bend	McMurry
Boyer	Monkhouse
Bundy	Pope
Burkett	Reaves
Celaya	Riviere
Clark	Schuenemann
Colquitt	Shell
Colson, Mrs.	Smith of Frio
Crossley	Smith
Dickson	of Matagorda
Dwyer	Tarwater
Felty	Turner
Fuchs	Voigt
Goodman	Waggoner
Holland	Wells
Howard	Worley
Johnson of Ellis	

Absent—Excused

Blankenship	Hartzog
Faulkner	Montgomery

Question then recurring on adoption of the Conference Committee Report on House Bill No. 194, yeas and nays were demanded.

The Report was adopted by the following vote:

Yeas—96

Allen	Kennedy
Allison	Kerr
Bailey	Kinard
Baker	King
of Fort Bend	Langdon
Baker of Grayson	Leonard
Bell	Little
Bond	Lock
Boyd	Loggins
Boyer	London
Bradbury	McAlister
Bradford	McDonald
Brown of Cherokee	McNamara
Burkett	Mohrmann
Burney	Morris
Cauthorn	Newell
Cleveland	Nicholson
Cockrell	Oliver
Colson, Mrs.	Pace
Corry	Petsch
Crossley	Pevehouse
Davis of Jasper	Piner
Dean	Ragsdale
Derden	Reader of Bexar
Dickison	Reed
Dickson	Riviere
Donaghey	Roach
Dowell	Roberts
Felty	Robinson
Ferguson	Russell
Gilmer	Segrist
Gordon, Mrs.	Skiles
Hale	Smith of Hopkins
Hamilton	Smith
Hardeman	of Matagorda
Hardin	Stoll
Harp	Taylor
Harper	Tennant
Harrell of Bastrop	Thornberry
Harrell of Lamar	Thornton
Harris	Vale
Heflin	Vint
Holland	Waggoner
Howard	Wells
Hull	White
Hunt	Wilson
Johnson of Ellis	Winfree
Johnson of Tarrant	Wood
Keith	Wright

Nays—26

Alsup	Coleman
Boethel	Cornett
Bray	Daniel
Bridgers	Davis of Upshur
Broadfoot	Fielden

Galbreath	Mays
Hankamer	McFarland
Howington	Reader of Erath
Isaacks	Rhodes
Kern	Spencer
Kersey	Stinson
Lehman	Weldon
Leyendecker	Westbrook

## Present—Not Voting

Brown  
of Nacogdoches

## Absent

Anderson	Monkhouse
Bundy	Pope
Celaya	Reaves
Chambers	Schuenemann
Clark	Shell
Colquitt	Smith of Frio
Dwyer	Talbert
Fuchs	Tarwater
Goodman	Turner
McDaniel	Voigt
McMurry	Worley

## Absent—Excused

Blankenship	Hartzog
Faulkner	Montgomery

Mr. Reader of Bexar moved to reconsider the vote by which the Conference Report on House Bill No. 194 was adopted, and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

## Yeas—82

Allen	Dean
Allison	Dickison
Anderson	Dickson
Bailey	Donaghey
Baker	Dowell
of Fort Bend	Felty
Baker of Grayson	Ferguson
Bell	Fuchs
Bond	Gilmer
Boyd	Hale
Boyer	Hamilton
Bradbury	Hardeman
Bradford	Harp
Brown of Cherokee	Harrell of Bastrop
Bundy	Harris
Burkett	Heflin
Burney	Hull
Cauthorn	Hunt
Cleveland	Johnson of Ellis
Cockrell	Johnson of Tarrant
Corry	Kerr
Crossley	Kinard

Langdon	Roberts
Leonard	Robinson
Lock	Russell
Loggins	Segrist
London	Skiles
McAlister	Smith of Hopkins
McDonald	Smith
McNamara	of Matagorda
Mohrman	Stoll
Morris	Taylor
Newell	Thornberry
Nicholson	Thornton
Oliver	Vale
Petsch	Vint
Pevehouse	Waggoner
Piner	Wells
Ragsdale	White
Reader of Bexar	Wilson
Reed	Wood
Roach	Wright

## Nays—36

Alsup	Kern
Boethel	Kersey
Bray	King
Bridgers	Lehman
Broadfoot	Leyendecker
Chambers	Mays
Coleman	McFarland
Cornett	Pace
Daniel	Reader of Erath
Davis of Jasper	Rhodes
Davis of Upshur	Riviere
Fielden	Spencer
Galbreath	Stinson
Hankamer	Tarwater
Howington	Tennant
Isaacks	Voigt
Keith	Weldon
Kennedy	Westbrook

## Present—Not Voting

Brown  
of Nacogdoches

## Absent

Celaya	Little
Clark	McDaniel
Colquitt	McMurry
Colson, Mrs.	Monkhouse
Derden	Pope
Dwyer	Reaves
Goodman	Schuenemann
Gordon, Mrs.	Shell
Hardin	Smith of Frio
Harper	Talbert
Harrell of Lamar	Turner
Holland	Winfree
Howard	Worley

## Absent—Excused

Blankenship	Hartzog
Faulkner	Montgomery

REQUEST OF SENATE GRANTED

On motion of Mr. Brown of Cherokee, the House granted the request of the Senate for the appointment of a Conference Committee on Senate Bill No. 117.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee on Senate Bill No. 117: Messrs. Brown of Cherokee, Lock, Thornton, Chambers and Hankamer.

ADDRESS BY HONORABLE O. B. COLQUITT

Mr. Johnson of Ellis offered the following resolution:

H. S. R. No. 271, Address by Hon. O. B. Colquitt.

Whereas, We have with us today a distinguished visitor, Former Governor O. B. Colquitt of Dallas, the Father of our colleague, Hon. Rawlings M. Colquitt; and

Whereas, The many friends of Governor Colquitt in the House wish to extend an invitation to him to make a short address to the House; now, therefore, be it

Resolved by the House of Representatives, that the Hon. O. B. Colquitt be invited to appear before the House at 4:30 p. m., this afternoon, May 9, 1939.

The resolution was read second time, and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee to escort Former Governor O. B. Colquitt to the Speaker's Stand: Messrs. Colquitt, Roach, Blankenship, Stinson, McDaniel, Reed and Segrist.

(Mr. Leonard in the Chair.)

The committee having escorted Mr. Colquitt to the Speaker's Stand, Mr. Leonard presented Mr. Roach who in turn introduced Mr. Colquitt to the House.

Mr. Colquitt then addressed the House.

CONCERNING CERTAIN BILLS

Mr. Mays asked unanimous consent of the House, that a list of bills heretofore compiled by the Local and Uncontested Bill Committee be also considered tonight at the session for local and uncontested bills.

There was no objection offered and it was so ordered.

HOUSE JOINT RESOLUTION NO. 42 ON SECOND READING

The Chair laid before the House, on its second reading,

H. J. R. No. 42, Proposing an amendment to Article 16 of the Constitution of the State of Texas, by adding thereto a new Section to be known as Section 5a, providing State, district, and county officers shall take office on first day of month succeeding month in which general election held; making person holding elective office of State, senatorial, representative or judicial district, or of county ineligible to hold a different elective office unless he shall communicate his resignation from the office to the Governor; providing the time and manner of such communication; making resignation irrevocable; providing for effective date of resignation; providing unexpired portion of term of office vacated by such resignation to be filled at next general election by vote of people; said resolution further providing for the necessary publication and election to be had; and making an appropriation to pay therefor.

The resolution was read second time.

Mr. Bray offered the following amendment to the resolution:

Amend House Joint Resolution No. 42, by adding a new Subsection to be known as Section 5b and which shall read, as follows:

"It is the intent and purpose of this Constitutional amendment that no appointed official shall be eligible to run for an elective office without having first resigned the appointive office under the requirements and spirit of Section 5a."

(Speaker in the Chair.)

Question then recurring on the amendment by Mr. Bray, it was adopted.

Mr. Hale offered the following amendment to the resolution:

Amend House Joint Resolution No. 42, page 2, line 22, by addition of the following:

"The provisions of this Section shall not apply to any officer whose term expires in the same year in which his campaign for the same or other office is made."

Mr. Keith moved the previous question, on the amendment by Mr. Hale,

and House Joint Resolution No. 42, and the main question was ordered.

Question recurring on the amendment by Mr. Hale, yeas and nays were demanded.

The amendment was lost by the following vote:

## Yeas—57

Alsup	McNamara
Baker of Grayson	Mohrmann
Boethel	Monkhouse
Bond	Morris
Boyd	Oliver
Broadfoot	Pace
Coleman	Petsch
Cornett	Piner
Corry	Reader of Erath
Daniel	Reaves
Derden	Reed
Dickison	Roberts
Dowell	Russell
Galbreath	Segrist
Goodman	Skiles
Gordon, Mrs.	Smith of Frio
Hale	Smith of Hopkins
Hardin	Spencer
Harper	Stinson
Harrell of Lamar	Taylor
Heflin	Thornberry
Howard	Thornton
Howington	Waggoner
Johnson of Tarrant	Weldon
Keith	Wells
Kennedy	Wilson
Kersey	Winfree
King	Worley
Langdon	

## Nays—60

Allen	Hamilton
Allison	Harp
Bailey	Harrell of Bastrop
Bell	Harris
Boyer	Hull
Bradbury	Hunt
Bradford	Isaacks
Bray	Kern
Bridgers	Kerr
Brown of Cherokee	Kinard
Bundy	Lehman
Burkett	Little
Burney	Lock
Cauthorn	Loggins
Chambers	London
Clark	McAlister
Cockrell	McDaniel
Crossley	McFarland
Davis of Jasper	McMurry
Davis of Upshur	Newell
Dickson	Nicholson
Felty	Pevehouse
Ferguson	Ragsdale
Fielden	Rhodes

Riviere	Talbert
Roach	Tarwater
Robinson	Turner
Schuenemann	Westbrook
Shell	Wood
Stoll	Wright

## Present—Not Voting

Brown  
of Nacogdoches

## Absent

Anderson	Johnson of Ellis
Baker	Leonard
of Fort Bend	Leyendecker
Celaya	Mays
Cleveland	McDonald
Colquitt	Pope
Colson, Mrs.	Reader of Bexar
Dean	Smith
Donaghey	of Matagorda
Dwyer	Tennant
Fuchs	Vale
Gilmer	Vint
Hankamer	Voigt
Hardeman	White
Holland	

## Absent—Excused

Blankenship	Hartzog
Faulkner	Montgomery

House Joint Resolution No. 42 failed to pass to engrossment by the following vote:

## Yeas—44

Allen	Keith
Allison	Kennedy
Baker	Kerr
of Fort Bend	Lehman
Baker of Grayson	Lock
Bell	Loggins
Bray	McMurry
Bridgers	Mohrmann
Brown of Cherokee	Nicholson
Brown	Pace
of Nacogdoches	Pevehouse
Bundy	Reader of Erath
Burkett	Riviere
Cockrell	Roach
Cornett	Schuenemann
Corry	Stoll
Dickson	Talbert
Felty	Tarwater
Ferguson	Tennant
Hamilton	Thornton
Hull	Turner
Isaacks	Wood
Johnson of Tarrant	Worley

## Nays—78

Alsup	Bailey
Anderson	Boethel

Bond  
 Boyd  
 Boyer  
 Bradbury  
 Bradford  
 Burney  
 Cauthorn  
 Chambers  
 Clark  
 Coleman  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Derden  
 Dickison  
 Dowell  
 Fielden  
 Galbreath  
 Goodman  
 Gordon, Mrs.  
 Hale  
 Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Heflin  
 Howard  
 Howington  
 Hunt  
 Kersey  
 Kinard  
 King  
 Leyendecker

Little  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McNamara  
 Monkhouse  
 Morris  
 Newell  
 Oliver  
 Petsch  
 Piner  
 Ragsdale  
 Reader of Bexar  
 Reaves  
 Reed  
 Rhodes  
 Roberts  
 Robinson  
 Russell  
 Segrist  
 Smith of Frio  
 Smith of Hopkins  
 Spencer  
 Stinson  
 Thornberry  
 Vale  
 Vint  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 Wilson  
 Winfree  
 Wright

Absent

Broadfoot  
 Celaya  
 Cleveland  
 Colquitt  
 Colson, Mrs.  
 Dean  
 Donaghey  
 Dwyer  
 Fuchs

Gilmer  
 Hankamer  
 Holland  
 Johnson of Ellis  
 Kern  
 Langdon  
 Leonard  
 Pope  
 Shell

Skiles  
 Smith  
 of Matagorda

Taylor  
 Voigt  
 White

Absent—Excused

Blankenship  
 Faulkner

Hartzog  
 Montgomery

HOUSE BILL NO. 723 ON SECOND READING

The Speaker laid before the House, as special order, on its second reading and passage to engrossment,

H. B. No. 723, A bill to be entitled "An Act making appropriations to pay miscellaneous claims out of the General Fund; providing that before payment of any claim shall be paid from funds hereby appropriated the same shall have the approval of the State Comptroller, the State Auditor, and the Attorney General, and provided further that any claim involving the refund of a franchise tax shall also carry the approval of the Secretary of State in addition to the other officials herein named, and declaring an emergency."

The bill was read second time.

Mr. Fielden offered the following committee amendment to the bill:

Amend House Bill No. 723, by striking out all below the enacting clause, and inserting in lieu thereof the following:

"Section 1. That the following sums of money, or so much thereof as may be necessary, be and the same are hereby appropriated to be paid out of the General Revenue Fund or such other funds as may be designated for each item to pay miscellaneous claims against the State of Texas as herein enumerated:

To pay as refund owners of cafes, restaurants, and other eating houses, moneys remitted by such persons to the Comptroller alleged to be due under the Chain Store Tax Act by such persons and which has been determined not due under said Chain Store Tax Act. Said funds are now held by the State Comptroller in the State Treasury. A sworn statement by the owner, when properly checked against the records of the Comptroller's Department, showing that said person has actually paid the money into the Treasury, shall be sufficient authority for the Comptroller to issue his warrant in refunding this money.....	\$17,721.61
To pay Allison's Drug Store, Wichita Falls, Texas, Warrant No. 197768, dated August 31, 1934, on which payment is prohibited by Statute of Limitation.....	20.56

To pay American Historical Association, Washington, D. C., Warrant No. 184598, dated August 15, 1935, on which payment is prohibited by Statute of Limitation.....	5.00
To pay First State Bank, Uvalde, Texas, Warrant No. 193526, dated July 13, 1933, on which payment is prohibited by Statute of Limitation .....	78.00
To pay First State Bank, Gladewater, Texas, Warrant No. 172444, dated July 16, 1935, for the sum of \$8.32; Warrant No. 188229, dated August 23, 1935, for the sum of \$20.69; on which payments are prohibited by Statute of Limitation.....	29.01
To pay A. J. Grout, Manatee, Florida, Warrant No. 121629, dated April 3, 1934, on which payment is prohibited by Statute of Limitation .....	3.50
To pay Homer Johnson, Tahoka, Texas, Warrant No. 9721, dated September 22, 1934, on which payment is prohibited by Statute of Limitation .....	5.60
To pay Mrs. Homer Johnson, Tahoka, Texas, Warrant No. 9722, dated September 22, 1934, on which payment is prohibited by Statute of Limitation .....	5.60
To pay Grover E. Keepers, Kenedy, Texas, Warrant No. 170960, dated June 23, 1936, on which payment is prohibited by Statute of Limitation .....	14.64
To pay Karnes City Citation, Karnes City, Texas, Warrant No. 198648, dated August 27, 1936, on which payment is prohibited by Statute of Limitation .....	48.35
To pay Commanding Officer, Service Company, 111th Medical Regiment, Fort Worth, Texas, Warrant No. 56245, dated December 1, 1934, for the sum of \$7.50; Warrant No. 82730, dated January 31, 1935, for the sum of \$7.50; Warrant No. 89652, dated February 28, 1935, for the sum of \$7.50; Warrant No. 171872, dated July 31, 1935, for the sum of \$7.50; Warrant No. 3796, dated September 30, 1935, for the sum of \$7.50; Warrant No. 37242, dated November 30, 1935, for the sum of \$7.50; Warrant No. 56164, dated December 31, 1935, for the sum of \$7.50; on which payments are prohibited by Statute of Limitation.....	52.50
To pay Anna Maxwell, Commerce, Texas, Warrant No. 149372, dated May 31, 1935, on which payment is prohibited by Statute of Limitation .....	166.72
To pay I. M. Runnion, Wolfe City, Texas, Warrant No. 152121, dated June 6, 1934, on which payment is prohibited by Statute of Limitation .....	2.50
To pay Scurry County Depository, Snyder, Texas, Warrant No. 29522, dated October 21, 1932, on which payment is prohibited by Statute of Limitation .....	84.00
To pay Case-Shepperd-Mann Publishing Corporation, New York, N. Y., Warrant No. 158653, dated June 8, 1935, on which payment is prohibited by Statute of Limitation .....	3.00
To pay Fort Worth Well Machinery & Supply Company, Inc., Fort Worth, Texas, Warrant No. 68954, dated January 15, 1932, on which payment is prohibited by Statute of Limitation.....	7.24
To pay University of Colorado Book Store, Boulder, Colorado, Warrant No. 82074, dated January 25, 1934, for the sum of \$1.47; Warrant No. 72067, dated January 10, 1935, for the sum of \$3.38; Warrant No. 93164, dated February 14, 1935, for the sum of \$5.60; on which payments are prohibited by Statute of Limitation .....	10.45
To pay National Band & Tag Company, Newport, Kentucky, Warrant No. 35330, dated November 1, 1934, for the sum of \$48.00; Warrant No. 39959, dated November 14, 1934, for the sum of \$9.00; on which payments are prohibited by the Statute of Limitation .....	57.00

To pay Dr. Chas. M. Hoch, LaGrange, Texas, Warrant No. 2747, dated September 7, 1934, on which payment is prohibited by Statute of Limitation .....	5.00
To pay A. B. Boyd, Abilene, Texas, Warrant No. 195240, dated August 31, 1934, for the sum of \$45.00; Warrant No. 160056, dated June 30, 1934, for the sum of \$45.00; Warrant No. 181303, dated July 31, 1934, for the sum of \$45.00; on which payments are prohibited by Statute of Limitation.....	135.00
To pay Western Union Telegraph Company, Lubbock, Texas, Warrant No. 9815, dated September 25, 1933, on which payment is prohibited by Statute of Limitation.....	2.06
To pay W. H. Smyth, Shff., Uvalde, Texas, Warrant No. 120413, dated March 19, 1936, for the sum of \$26.00; Warrant No. 12471, dated September 28, 1935, for the sum of \$5.80; Warrant No. 72042, dated December 21, 1935, for the sum of \$2.00; Warrant No. 70907, dated December 18, 1935, for the sum of \$1.50; Warrant No. 183528, dated July 21, 1936, for the sum of \$1.00; Warrant No. 180933, dated April 7, 1936, for the sum of \$ .65; on which payments are prohibited by Statute of Limitation.....	36.95
To pay C. H. Martin, Temple, Texas, Warrant No. 188230, dated August 23, 1935, on which payment is prohibited by Statute of Limitation .....	7.55
To pay First National Bank, Temple, Texas, Warrant No. 147007, dated May 6, 1936, for the sum of \$25.00; Warrant No. 159005, dated May 29, 1936, for the sum of \$36.00; Warrant No. 172717, dated July 12, 1934, for the sum of \$8.14; Warrant No. 172722, dated July 12, 1934, for the sum of \$2.25; Warrant No. 172394, dated July 12, 1934, for the sum of \$3.02; on which payments are prohibited by Statute of Limitation.....	74.41
To pay I. L. C. Barton, Apple Springs, Texas, Warrant No. 19898, dated November 8, 1932, on which payment is prohibited by Statute of Limitation .....	16.00
To pay Robert E. Haegelin, Corpus Christi, Texas, balance due for service as special Judge of District Court of Nueces County..	104.66
To pay Allen V. Davis, Corpus Christi, Texas, for nineteen days service as special Judge of District Court of Nueces County.....	260.11
To pay Curtis Douglass, Panhandle, Texas, for three days service as special Judge of the 84th District Court of Carson County, Texas .....	41.07
To pay Curtis Douglass, Panhandle, Texas, for twenty-four days service as special Judge of the 84th District of Hutchinson County, Texas .....	328.56
To pay J. S. Simkins, Corsicana, Texas, for one day's service as special Judge of District Court of Navarro County, Texas.....	13.69
To pay Mathew S. Wood, Hillsboro, Texas, for twenty-seven days service as special District Judge of the 66th Judicial District of Texas .....	369.86
To pay Charles Clements, Plainview, Texas, for one day's service as special Judge of District Court of Hale County, Texas.....	13.69
To pay James P. Hart, Austin, Texas, for thirty days service as special Judge of District Court of Travis County, Texas.....	410.70
To pay J. T. Suggs, Jr., Sherman, Texas, balance due for services as Special Judge of District Court of Grayson County, Texas ...	48.34
To pay Walter Monteith, Galveston, Texas, for two months service as Special Commissioner to the Court of Civil Appeals for the First Supreme Judicial District of Texas, at Galveston.....	1,083.33
To pay J. A. Scott, Fort Worth, Texas, for expenses incurred in making trip to San Antonio, Texas, as Clerk of the Court of Civil Appeals, Second Supreme Judicial District of Texas.....	19.50
To pay Allen Reed, Dallas, Texas, for assisting the District Attorney at his special request, District Court of Martin County, Texas .....	60.00

To pay Allen Reed, Dallas, Texas, for services as special County Attorney, Fannin County, Texas .....	40.00
To pay H. C. Sanson, Groesbeck, Texas, transcript fees as Official Court Reporter in Cause No. 3451-A, of the District Court of Limestone County, Seventy-seventh Judicial District of Texas, The State of Texas vs. Felix Goss .....	41.75
To pay Mary E. McGowan, Galveston, Texas, transcript fees as Official Court Reporter in Cause No. 22,473, of the District Court of Galveston County, Texas, Fifty-sixth Judicial District of Texas, The State of Texas vs. Humphrey Henderson.....	54.90
To pay S. R. Harrington, Bay City, Texas, transcript fees as Official Court Reporter in Cause No. 3818, of the District Court of Wharton County, Twenty-third Judicial District of Texas, the State of Texas vs. Thomas Brown .....	20.66
To pay W. H. Graham, Conroe, Texas, transcript fees as Official Court Reporter in Cause No. 8208, of the District Court of Montgomery County, Ninth Judicial District of Texas, The State of Texas vs. Bob White .....	48.00
To pay Brents Norman, Plainview, Texas, transcript fees as Official Court Reporter in Cause No. 2513, of the District Court of Hale County, Sixty-fourth Judicial District of Texas, The State of Texas vs. Jerome Kirkendoll .....	16.40
To pay James M. Muse, McKinney, Texas, transcript fees as Official Court Reporter in Cause No. A-6225, of District Court of Collin County, Fifty-ninth Judicial District of Texas, The State of Texas vs. J. W. Richman .....	39.60
To pay R. B. Blake, Nacogdoches, Texas, transcript fees as Official Court Reporter in Cause No. 5358, of District Court of Angelina County, Second Judicial District of Texas, The State of Texas vs. Henry Waits, \$20.00; Cause No. 5419, State of Texas vs. L. B. Allen, \$28.00; Cause No. 5415, State of Texas vs. Randall Johnson, \$17.00; Cause No. 6222, of the District Court of Cherokee County, Second Judicial District of Texas, The State of Texas vs. Odell Bright, \$25.00 .....	90.00
To pay Mrs. B. O. Mehearg, Tyler, Texas, transcript fees as Official Court Reporter in Cause No. 6354, of District Court of Upshur County, Seventh Judicial District of Texas, The State of Texas vs. Grady Warren, \$35.00; Cause No. 12413, of District Court of Smith County, Seventh Judicial District of Texas, State of Texas vs. Raymond Knight, \$21.75; Cause No. 12989, of District Court of Smith County, Seventh Judicial District of Texas, The State of Texas vs. C. T. Tucker, \$16.00; Cause No. 6491, of District Court of Wood County, Seventh Judicial District of Texas, The State of Texas vs. Pierson Cantrell, \$36.00; Cause No. 11507, of District Court of Smith County, Seventh Judicial District of Texas, The State of Texas vs. Alma Baker, \$66.50; Cause No. 11556, of District Court of Smith County, Seventh Judicial District of Texas, The State of Texas vs. Grady Warren, \$125.25; Cause No. 12807, of District Court of Smith County, Seventh Judicial District of Texas, The State of Texas vs. Albert Jones, \$36.00; Warrant No. 12563, dated on or about May 17, 1934, on which payment is prohibited by Statute of Limitation, \$68.34.....	404.84
To pay O. O. Franklin, Henrietta, Texas, transcript fees as Official Court Reporter in Cause No. 3226, of District Court of Clay County, Ninety-seventh Judicial District of Texas, The State of Texas vs. Homer Roberson.....	9.10
To pay Less S. Henry, Abilene, Texas, transcript fees as Official Court Reporter in Cause No. 3205, of District Court of Taylor County, One Hundred and Fourth Judicial District of Texas, the State of Texas vs. Mrs. L. Dansby.....	41.30
To pay J. Henry Cross, Amarillo, Texas, transcript fees as Official Court Reporter in Cause No. ...., of District Court of	

Hutchinson County, Eighty-fourth Judicial District of Texas, The State of Texas vs. J. C. Knott.....	27.28
To pay Joe Hess, Dallas, Texas, transcript fees as Official Court Reporter in Cause No. 6673, of District Court of Polk County, Ninth Judicial District of Texas, The State of Texas vs. Lister Thompson.....	14.40
To pay Mrs. Winifred E. Graves, Athens, Texas, transcript fees as Official Court Reporter in Cause No. 10026, of District Court of Henderson County, One Hundred and Sixteenth Judicial District of Texas, The State of Texas vs. Elmer Pruitt, \$70.00; Cause No. 9392, of District Court of Houston County, Third Judicial District of Texas, The State of Texas vs. Jess Ratcliff, \$60.00; Cause No. 9529, of District Court of Houston County, Third Judicial District of Texas, The State of Texas vs. Lafette Lamb, \$10.00.....	140.00
To pay J. V. Dowdy, Athens, Texas, transcript fees as Official Court Reporter in Cause No. 8502, of District Court of Shelby County, The State of Texas vs. Eron Harris, Balance Due, \$22.50; Cause No. 8446, of District Court of Shelby County, The State of Texas vs. Nubb Bennett, \$38.53; Cause No. 8398, of District Court of Shelby County, Texas, The State of Texas vs. Clyde Brown, \$41.00; Cause No. 8397, of District Court of Shelby County, The State of Texas vs. Willis Murphy, \$35.00....	137.03
To pay L. D. Hillyer, Brownwood, Texas, transcript fees as Official Court Reporter, District Court of Brown County, Texas....	76.02
To pay George H. White, Hillsboro, Texas, transcript fees as Official Court Reporter in Cause No. 17640, of District Court of Hill County, Sixty-sixth Judicial District of Texas, \$40.00; Cause No. 17562, of District Court of Hill County, Sixty-sixth Judicial District of Texas, 16.00.....	56.00
To pay W. T. Williams, Austin, Texas, for refund of purchase money on two tracts of land patented to said W. T. Williams which the State did not own.....	442.44
To pay Casualty Reciprocal Exchange, Kansas City, Missouri, refund for over payment of Premiums Tax on Workmen's Compensation Insurance.....	1,564.01
To pay Export Insurance Company, Houston, Texas, refund for over payment of Premiums Tax.....	2,850.66
To pay J. W. Freeland, Sheriff of Stephens County, Breckenridge, Texas, for Sheriff's fees in Cause No. 2537, State of Texas vs. J. R. Ramsey, \$4.00; Cause No. 2206, State of Texas vs. Herman Chaney, \$5.00; Cause No. 2532, State of Texas vs. J. R. Ramsey, \$4.00; Cause No. 2536, State of Texas vs. J. R. Ramsey, \$4.00; Cause No. 2573, State of Texas vs. R. E. Lily, \$23.00; Cause No. 2569, State of Texas vs. Earl Dodd, \$50.35; Cause No. 2510, State of Texas vs. John Hayes, \$4.00; Cause No. 2472, State of Texas vs. Pat Stevens, \$54.60; Cause No. 2351, State of Texas vs. Alton Choas, \$4.00; Cause No. 2061, State of Texas vs. H. E. Hodes, \$4.00; Cause No. 2201, State of Texas vs. Carl Fulks, \$4.00.....	160.95
To pay Woodrow W. Patterson, Austin, Texas, balance due on salary for years 1936, 1937, 1938, and 1939, for services as Assistant District Attorney for the Fifty-third Judicial District of Texas.....	1,175.00
To pay Few Brewster, Temple, Texas, for Traveling Expense Account of District Judge of the Twenty-seventh Judicial District of Texas, August 26th and 27th, 1937.....	30.81
To pay Ice Service Company, Wichita Falls, Texas, for refund of Chain Store Tax.....	253.50
To pay Southwestern Bell Telephone Company, Longview, Texas, for Telephone bills caused by an act of Martial Law in East Texas in 1935.....	284.92

To pay W. F. Hale, Austin, Texas, for expenses incurred in his defense on a charge of Murder for killing Pablo Prieto in line of duty while serving as a Texas Ranger.....	1,100.00
To pay Emma Lou Blocker, New Boston, Texas, for collecting Delinquent Taxes in Bowie County, Texas, under contract.....	3,371.53
To pay R. R. Knesek, Wallis, Texas, refund of Chain Store Tax....	19.50
To pay Mrs. Hazel Barnes, for rental of 242 acres of land adjoining the Ramsey State Farm in Brazoria County for the year 1935 .....	199.03
To pay Roy Butler, Tyler, Texas, for Traveling Expense Account of Special District Judge, Seventh Judicial District of Texas....	278.55
To pay Axtell Company, Fort Worth, Texas, for refund of Ad Valorem Taxes for 1932, and 1933, \$109.56; For refund of franchise Taxes for 1932 and 1933, \$72.60.....	182.16
To pay Abilene Building & Loan Association, Abilene, Texas, for refund of Personal Property taxes erroneously paid.....	114.94
To pay Management Company, Dallas, Texas, refund account of duplicate payment of taxes in Taylor County, Texas.....	17.00
To pay Austin National Bank, Austin, Texas, refund of Real Estate Tax on land situated in Lamb County, Texas on which duplicate payment was made.....	41.91
To pay John W. Smith, Snyder, Texas, for refund of Real Estate Tax on land situated in Loving County, Texas, on which duplicate payment was made .....	37.34
To pay Two States Telephone Company, Texarkana, Texas, for refund of Gross Receipts Tax, applicable to Texarkana, Texas.....	11,610.10
To pay Jack Tingle, Criminal Courts Building, Dallas, Texas, transcript fees as Official Court Reporter in Cause No. 3250-D of District Court No. 2, Dallas County, The State of Texas vs. Charles Wair .....	15.31
To pay LeSage Wholesale Liquor Company, Dallas, Texas, for refund for stamps erroneously paid in duplicate on wines.....	91.07
To pay Auto Springs and Supply Company, Wichita Falls, Texas, for refund of Chain Store Tax for the years 1936, 1937, 1938 and 1939 .....	121.33
To pay Webers Root Beer Company, Dallas, Texas, for refund of Chain Store Tax erroneously paid .....	64.58
To pay Cleveland Compress and Cotton Service Company, Houston, Texas, for refund of Occupation Tax erroneously paid for 1939 .....	37.50
To pay A. F. Miller Company, First National Bank Building, Houston, Texas, for refund of Franchise Tax erroneously paid for years 1938-1939 .....	10.20
To pay Leo Mendlovitz, New Braunfels, Texas, for refund of Occupation Tax erroneously paid.....	6.50
To pay Mrs. H. C. McKinnis, Henrietta, Texas, for refund of amount paid for Beer License which was not used.....	25.00
To pay Falls County, Marlin, Texas, for refund of Gross Production Tax on Oil erroneously paid into the State Treasury.....	1,094.67
To pay Government Employees Gregg County Federal Credit Union, Longview, Texas, for refund of Franchise Tax for 1937 erroneously paid .....	10.00
To pay Brooks System Sandwich Shops, Houston, Texas, refund of Chain Store Tax erroneously paid.....	397.17
To pay Hercules Powder Company, Wilmington, Delaware, Warrant No. 80417, dated January 24, 1935, on which payment is prohibited by Statute of Limitation.....	5.92
To pay George D. Flood, 2314 Strand Street, Galveston, Texas, refund of over payment of State Inheritance Tax.....	12.50
To pay Cox and Hamon, Dallas, Texas, refund of Gross Production and Regulation Pipe Line Taxes.....	12.35
To pay J. S. Caldwell, Spearman, Texas, refund for Mercantile Store License erroneously paid.....	10.00

To pay W. K. Ewing, Company, Inc., San Antonio, Texas, refund for amount of State Tax Stamps erroneously affixed to legal instruments .....	32.10
To pay S. H. Bryan, Groesbeck, Texas, refund of taxes on property in Limestone County, erroneously paid .....	16.65
To pay Peavy-Moore Lumber Company, Inc., Deweyville, Texas, refund of Chain Store Tax .....	6.50
To pay J. F. Pundt, Floydada, Texas, refund of taxes paid on homestead in Floyd County .....	6.66
To pay Lummus Cotton Gin Company, Columbus, Georgia, refund of Foreign Corporation Filing Fees, year 1937 .....	210.00
To pay Mrs. Lutie Moore McFarland, 304 Berkeley Place, Staunton, Virginia, refund of Inheritance Tax erroneously paid .....	1,110.00
To pay Nancy Perkins, Pecos, Texas, refund of Ad Valorem Taxes erroneously paid .....	6.02
To pay Will H. Mayes, Austin, Texas, for services rendered as Executive Vice-President of a Texas Centennial Committee .....	7,140.00
To pay Van Noy Interstate Company, 71 East Lake Street, Chicago, Illinois, refund of Chain Store Tax for years 1936, 1937 and 1938, erroneously paid .....	1,610.33
To pay International Agricultural Corporation, Atlanta, Georgia, refund of over payment of Franchise Tax for the years 1936 and 1937 .....	301.13
To pay J. W. Morrow, Ex-Sheriff of Stephens County, Breckenridge, Texas, for Sheriff's fees in various cases, \$60.30 less \$5.50 which amount has been paid in Cause No. 2998, State of Texas vs. Cleo Cox .....	54.80
To pay Charles E. Ricker, 804 Scarbrough Building, Austin, Texas, for refund of Insurance Solicitors Lines fee .....	8.00
To pay C. E. Gowdy, Cliff Hotel, Dallas, Texas, refund of application fee filed with the Railroad Commission for the operation of the Travel Bureau .....	50.00
To pay W. R. Crane, Forney, Texas, for transporting prisoners under contract of the Prison System .....	262.50
To pay William Earl Electric Company, Kilgore, Texas, services rendered and materials furnished at the Railroad Commission Headquarters, Kilgore, Texas .....	170.75
To pay Walter S. Behrens, 2118 Moser Avenue, Dallas, Texas, allowance and salary as Second Lieutenant, 124th Cavalry, from May 1, to December 20, 1932, County Martial Law in East Texas .....	548.00
To pay W. J. Arnold, Leonard, Texas, refund account of check erroneously returned, to be paid out of the Old Age Assistance Fund .....	18.00
To pay Montgomery County, Conroe, Texas, for refund on Motor Fuel Tax for the period of January 21, 1937 to September 30, 1937, to be paid out of the Highway Motor Fuel Tax Fund .....	205.36
To pay Kelly and Delavan, 110 North Flores Street, San Antonio, Texas, refund of Motor Fuel Tax .....	374.40
To pay Tax Collector of Starr County, Rio Grande City, Texas, State Comptrollers check No. 278, dated January 23, 1922, drawn on The American National Bank of Austin, Texas, on which payment is prohibited by the Statute of Limitation .....	33.92
To pay Eudocia Brennan, Corpus Christi, Texas, State Treasurers check No. 6875, dated August 21, 1920, drawn on the American National Bank of Austin, Texas, on which payment is prohibited by Statute of Limitation .....	99.74
To pay D. F. Acobo, Corpus Christi, Texas, Treasury Warrant No. 38733, dated June 13, 1917, on which payment is prohibited by Statute of Limitation .....	7.20
To pay The Steck Company, Austin, Texas, Warrant No. 188241, dated August 7, 1934, on which payment is prohibited by the Statute of Limitation .....	13.59

To pay Atlantic Life Insurance Company, Richmond, Virginia, refund for over payment of Premiums Tax .....	2,850.66
To pay breeding fee refunds to persons who have bred to State owned jacks and stallions under the provisions of H. B. No. 779, Acts of the Forty-fourth Legislature, amended by H. B. No. 12, Acts of the First Called Session, Forty-fifth Legislature, and who failed to get foals. Sworn statements of all such claims being on file with the Commissioner of Agriculture. All refunds to be paid in accordance with the provisions of H. B. No. 779 and H. B. No. 12 for making such payments. Said refunds aggregating .....	7,332.50
To pay Texas Farm Equipment Company, Plainview, Texas, for refund on over-payment of Chain Store Tax .....	4.50
To pay estate of William O. Allison, Englewood Cliffs, Bergen County, New Jersey, for erroneous payment of Inheritance Tax..	4,195.86
To pay Cox and Hamon, Dallas, Texas, for refund of Gross Production and Regulation Pipe Line Taxes erroneously paid .....	455.68
To pay Southwestern Bell Telephone Company, Austin, Texas, Warrant No. 26979, dated March 7, 1934, in the sum of \$4.60, to be paid out of Fish Propagation and Protection Fund; Warrant No. 27198, dated March 8, 1934, in the sum of \$148.40, to be paid out of Motor Fuel Enforcement Tax Fund; Warrant No. 28995, dated March 15, 1934, in the sum of \$101.85, to be paid out of Motor Fuel Enforcement Tax Fund; Warrant No. 30486, dated March 26, 1934, in the sum of \$22.65, to be paid out of Motor Fuel Enforcement Tax Fund; Warrant No. 30487, dated March 26, 1934, in the sum of \$68.90, to be paid out of Motor Fuel Enforcement Tax Fund; Warrant No. 31304, dated April 4, 1934, in the sum of \$8.75, to be paid out of Fish Propagation and Protection Fund; Warrant No. 35565, dated May 8, 1934, in the sum of \$3.90, to be paid out of Fish Propagation and Protection Fund; Warrant No. 35847, dated May 12, 1934, in the sum of \$66.85, to be paid out of Motor Fuel Enforcement Tax Fund; Warrant No. 42353, dated June 15, 1934, in the sum of \$31.11, to be paid out of Motor Fuel Enforcement Tax Fund; Warrant No. 44616, dated July 5, 1934, in the sum of \$43.20, to be paid out of Oil and Gas Enforcement Fund; Warrant No. 49340, dated August 4, 1934, in the sum of \$53.40, to be paid out of Motor Fuel Enforcement Tax Fund; Warrant No. 52583, dated August 28, 1934, in the sum of \$135.95, to be paid out of Oil and Gas Enforcement Fund .....	734.26
To pay Beverly W. Kink, Graham, Texas, Highway Motor Fuel Tax Fund, Warrant No. 35452, dated December 13, 1935, on which payment is prohibited by the Statute of Limitation.....	14.25
To pay Irvin Brothers, Daingerfield, Texas, for funeral of State Pensioner .....	100.00
<b>Grand Total</b> .....	<b>\$76,224.85</b>

Sec. 2. It is specifically provided herein that before any claim shall be paid from funds hereby appropriated the same shall have the approval of the State Comptroller, and the Attorney General. It is further provided that any claim involving the refund of a franchise tax shall also carry the approval of the Secretary of State in addition to the other officials herein named.

Sec. 3. That the Comptroller of Public Accounts is hereby authorized

and directed to issue a warrant or warrants on the State Treasury in favor of each of the persons, firms, or corporations named herein, in the amounts set opposite their respective names, and shall mail or deliver to each of said persons, firms, or corporations at their said respective addresses, warrant or warrants in payment of said claim or claims, and said persons, firms, or corporations shall duly receipt the Comptroller for said

warrant or warrants for payment of said claim or claims.

Sec. 4. The fact that the claims herein appropriated for are past due, and the persons, firms, and corporations to whom the same are payable are being deprived of the proceeds thereof creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

Question — Shall the committee amendment be adopted?

**INVITING DR. RAFAEL P. GAMBOA TO ADDRESS THE HOUSE**

Mr. Smith of Frio offered the following resolution:

H. S. R. No. 272, Inviting Dr. Rafael P. Gamboa to address the House.

Whereas, Dr. Rafael P. Gamboa, Diputado al Congreso de la Union XXXVII Legislatura, which corresponds to membership in the National Congress of this County; and

Whereas, Dr. Gamboa is an outstanding character of our sister Republic, and is present in Austin; and

Whereas, It would be fitting and proper, and a recognition that should be accorded by this Legislature; therefore, be it

Resolved, That Dr. Gamboa be requested to address the House of Representatives at such period of time during the afternoon of May 9, 1939, as may be convenient for the House and Dr. Gamboa.

SMITH of Frio,  
ALLISON.

The resolution was read second time, and was adopted.

**MESSAGE FROM THE SENATE**

Austin, Texas, May 9, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. B. No. 446, A bill to be entitled "An Act repealing House Bill No. 558 passed by the Forty-sixth Legislature of the State of Texas and making an emergency appropriation out of the General Revenue of the State of Texas

for the Secretary of State for the purpose of compiling, editing, indexing, binding and distributing the current laws; making same immediately available, and declaring an emergency."

Adopted

H. C. R. No. 89, Granting permission to Tilford Moore to sue the State of Texas, and/or State Highway Department.

Passed

H. B. No. 603, A bill to be entitled "An Act granting permission to John Albert Jordan to bring suit against the State of Texas, in a court of competent jurisdiction, to wit: the District Court of Rusk County, for damages for personal injuries received by him while a student in the Deaf and Dumb School of the State of Texas; etc.; providing that any judgment so recovered to be paid out of the funds of the State of Texas; providing that if any provisions of this Act shall be invalid, that validity of other provisions thereof shall not be affected, and declaring an emergency."

H. B. No. 938, A bill to be entitled "An Act to make it unlawful to take, hunt, trap, shoot, or kill any deer and/or wild turkey for a period of three (3) years in Taylor County, Texas; fixing penalties, and declaring an emergency."

H. B. No. 996, A bill to be entitled "An Act applicable to the County of Kimble, State of Texas, providing the method for taking fish from the public waters of Kimble County, Texas; permitting the use of a minnow seine of a certain size; providing possession of tackle shall be evidence of violation; etc., and declaring an emergency."

H. B. No. 997, A bill to be entitled "An Act applicable to the County of Kerr, State of Texas, providing the season for taking or attempting to take fish from the fresh public waters of said County, etc., and declaring an emergency."

H. B. No. 1014, A bill to be entitled "An Act providing for a rural school music supervisor in certain counties; prescribing the duties of said supervisor; prescribing the method of employing the supervisor, and declaring an emergency."

H. B. No. 1028, A bill to be entitled "An Act providing that certain independent school districts in certain

counties shall remain independent school districts for all purposes regardless of decrease in scholastic population, and declaring an emergency."

Adopted

H. C. R. No. 130, Granting Hon. C. D. Russell permission to be absent from the State.

H. C. R. No. 136, Requesting the State Highway Department to lend certain equipment.

H. C. R. No. 137, Granting Hon. Terry Dickens permission to leave the State.

The Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 108.

The following have been appointed, on the part of the Senate: Senators Van Zandt, Moore, Pace, Spears and Graves.

Adopted

S. C. R. No. 46, Granting permission to W. G. Farrier to sue the State.

Passed

S. B. No. 459, A bill to be entitled "An Act authorizing the Commissioners' Court of certain counties to rent certain equipment belonging to said county, etc., and declaring an emergency."

Respectfully,

**BOB BARKER,**

Secretary of the Senate.

#### SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 446, to the Committee on Appropriations.

Senate Bill No. 459, to the Committee on Counties.

#### TO GRANT PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration, at this time, the following resolution:

S. C. R. No. 46, To grant W. G. Farrier permission to sue the State.

Whereas, During the re-location and construction of State Highway No. 1

in Titus County between the town of Cookville and the Morris County line by the State Highway Department, it was necessary for said Department to dig test holes for the testing of the soil; and during the time that this testing was in progress a mule owned by W. G. Farrier of Omaha, Morris County, Texas, broke his leg by stepping in one of said holes and was injured to such an extent that it was necessary to destroy the animal; and

Whereas, The said W. G. Farrier claims that the loss of this mule was due to the negligence of said State Highway Department in that the State Highway Department maintained or permitted to be maintained said holes; and

Whereas, The said W. G. Farrier claims that the State of Texas and its Highway Department are liable for the value of said mule;

However, The sole purpose of this resolution is to grant permission to said W. G. Farrier to bring suit against the State of Texas, the State Highway Department, and the State Highway Commission, and no admission of the liability of the State is made by this resolution, but the facts as set out above shall be subject to proof in the court; now, therefore, be it

Resolved by the Senate and the House of Representatives concurring, That the said W. G. Farrier is hereby granted permission to bring suit against the State of Texas, the State Highway Department, and the State Highway Commission in a court of competent jurisdiction in Morris County, Texas, to ascertain and fix the amount or amounts that the State of Texas, the State Highway Department, and the State Highway Commission are indebted to the said W. G. Farrier on account of the loss of said mule; and in case such suit is filed service of citation shall be upon the Governor of the State of Texas, the Chairman of the Texas Highway Commission, and the Attorney General of Texas, and that said suit may be prosecuted regardless of any claim of limitation upon the part of the defendants therein, and that either party hereto shall have the right to appeal without the execution of a bond, and any judgment that may be finally established against the State of Texas, the State Highway Department, and the State Highway Commission in

said suit shall be a liquidated debt and shall be paid by the Texas Highway Department out of funds in its hands and under its control.

The resolution was read second time, and was referred, by the Speaker, to the Committee on State Affairs.

**BILLS AND RESOLUTIONS  
SIGNED BY THE  
SPEAKER**

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolutions:

H. C. R. No. 121, To grant Ragland Clinic Hospital permission to sue the State.

H. C. R. No. 90, To grant E. L. Martin permission to sue the State.

H. B. No. 1038, "An Act making an appropriation for the Texas Relief Commission, and declaring an emergency."

S. B. No. 70, "An Act to amend Article 2007 of the Revised Statutes relating to plea of privilege by adding thereto a provision that such plea shall not be construed to embrace any of the matters set forth in Article 2010, Revised Statutes, unless specifically alleged in such plea; repealing conflicting law, except that this amendment shall apply in subsequently filed suits only, and declaring an emergency."

H. B. No. 456, "An Act amending Article 7345, Chapter 10, Title 122, Revised Civil Statutes of the State of Texas, of 1925 as amended by Acts of the Forty-third Legislature, First Called Session, 1933, page 271, Chapter 98, as amended by Acts of the Forty-fourth Legislature, 1935, page 415, Chapter 165, Section 1 as amended by Senate Bill No. 477, Acts of the Forty-fifth Legislature, 1937, as amended by House Bill No. 456, Acts of the Forty-fifth Legislature, 1937, by adding thereto a new Article to be numbered 7345d, conferring on Commissioners Courts the power to reopen and reconsider any assessment for taxes, whether on the rendered or unrendered rolls, and whether current or delinquent upon the application of the owner of such property, or his duly authorized agent, when the assessment is alleged to be discriminatory, or the property rendered for

more than its true taxable value, or where said property has greatly depreciated in value, or where by reason of the accumulation of taxes, penalties, interest and costs, enforced collection would be inequitable or confiscatory; etc., and declaring an emergency."

**BILLS ORDERED NOT PRINTED**

(By unanimous consent)

On motion of Mr. Felty, House Bill No. 1074 was ordered not printed.

On motion of Mr. Baker of Grayson, House Bill No. 702 was ordered not printed.

On motion of Mr. Weldon, Senate Bill No. 385 was ordered not printed.

**HOUSE BILLS ON FIRST READING**

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Langdon:

H. B. No. 1072, A bill to be entitled "An Act amending House Bill No. 813, making it unlawful to hunt, shoot, or kill any deer or wild turkey for a period of five (5) years in Somervell, Coryell, Hamilton, Erath, Hood, and Johnson Counties, Texas; providing penalty therefor, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. McNamara:

H. B. No. 1073, A bill to be entitled "An Act amending Chapter 28, House Bill No. 12, Acts of the Forty-second Legislature, Second Called Session, relating to fishing in Lake Waco and its tributaries in McLennan County, as follows: Providing for the gathering and sale of minnows for bait, authorizing the use of trot or throw lines, closing all fishing through March and April, omitting from said Act green perch, bream, goggle-eye, or sun fish, of less than five (5) inches, fixing the length of catfish at twelve (12) inches, fixing the daily take of bass at twelve (12), and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Colquitt:

H. B. No. 1076, A bill to be entitled "An Act authorizing the Commissioners Court of any county having a population of not less than three hundred and twenty thousand (320,000) or more than three hundred and forty thousand (340,000) inhabitants, according to the last preceding Federal Census, to borrow money by the issuance of Relief Bonds, for the purpose of providing certain necessities to the needy and distressed people in said county; setting forth the method of issuing such bonds and the payment thereof; providing that it shall not be necessary to submit the question to a vote of the qualified electors of such county; providing that the amount of bonds issued under this Act shall never exceed an amount where a tax of five (5c) cents on the One Hundred (\$100.00) Dollars' valuation of property will not pay current interest and provide a sinking fund to redeem them at maturity; and provided further that not more than One Hundred and Fifty Thousand (\$150,000.00) Dollars of such Relief Bonds be issued in any one year; providing that if any Section, clause or phrase of this Act be held unconstitutional, such decision shall not affect the remaining portion of this Act; providing that this Act shall be null and void two (2) years from the date of enactment; enacting provisions incident and relating to the subject and purpose of this Act, and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

Mr. Felty asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1074.

There was no objection offered.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Felty:

H. B. No. 1074, A bill to be entitled "An Act amending Article 2092 of the Revised Civil Statutes of Texas, being Chapter 105 of the Acts of the Regular Session of the Thirty-eighth Legislature, page 215, as amended by the Acts of the Forty-first Legislature, Regular Session (1929), Chapter 222, page 476, and by Chapter 70, page

227 of the Acts of the Fifth Called Session of the Forty-first Legislature (1930), and by Chapter 33, page 58 of the Acts of the Third Called Session of the Forty-third Legislature (1934), and by Chapter 249, page 636 of the Acts of the Forty-fourth Legislature, Regular Session (1935), so as to make same applicable to all counties having five (5) or more District Courts with either civil or criminal jurisdiction or both, and declaring an emergency."

Referred to the Committee on Judiciary.

Mr. Derden asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1075.

There was no objection offered.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Derden:

H. B. No. 1075, A bill to be entitled "An Act amending Article 7343, Revised Civil Statutes of Texas, 1925 revision, providing for collection of delinquent taxes in cities and independent school districts; providing terms upon which said contracts may be made, and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

#### RECESS

On motion of Mr. Riviere, the House, at 5:20 o'clock p. m., took recess until 7:30 o'clock p. m., today.

#### NIGHT SESSION

The House met at 7:30 o'clock p. m., and was called to order by the Speaker.

#### ADDITIONAL SIGNER OF HOUSE BILL NO. 140

Mr. Davis of Upshur was authorized to sign House Bill No. 140, as co-author of same.

#### HOUSE BILL NO. 56 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 56, A bill to be entitled "An Act to amend Section 1 of Chap-

ter 117, being House Bill No. 847, passed by the Forty-second Legislature of the State of Texas as appears from page 229 of the Special Laws of said Forty-second Legislature, so as to make the provisions for repurchase applicable and effective, and declaring an emergency."

The bill was read second time.

Mr. Pope offered the following committee amendment to the bill:

Amend House Bill No. 56, by striking out all after the enacting clause and inserting the following:

"Section 1. That Section 1 of Chapter 117, being House Bill No. 847, passed by the Forty-second Legislature of the State of Texas at its Regular Session, as appears from pages 229 of the Special Laws of said Forty-second Legislature of the State of Texas be and the same is hereby amended to hereafter read as follows:

"Section 1. In cases where Public School Land situated in Loving and Brewster Counties, Texas, was subject to repurchase under the provisions of said Chapter 94, an Act approved March 19, 1925, or said Chapter 25, an Act approved October 27, 1926, and was not reappraised as provided in either of said Acts but is now subject to sale, or such land as has heretofore been or now remains forfeited or such land as is now subject to forfeiture, the same may not be declared or redeclared forfeited and the forfeited land repurchased, by the present record title owner under the terms of said Acts, and the General Laws regulating the sale of public school land, and in cases where such land has been or may be forfeited, and the right of third parties have not intervened, the forfeiting owner or present record title owner, may hereafter file his application for reappraisal and repurchase under the repurchase provisions of said Acts, except as herein limited and the Commissioner of the General Land Office shall hereafter accept applications to repurchase and award the land upon the payment of the amount of the reappraisal; provided such application to repurchase accompanied by the first payment shall be filed within ninety days from the date of this Act becomes effective; and provided, also, that after such repurchase in addition to the repurchase price of said land, the purchaser shall

pay, as provided by law, the unpaid taxes due on said land; and provided that no land that was forfeited and repurchased under said Chapter 94 or said Chapter 25 shall be again forfeited and repurchased by virtue of the provisions hereof; and provided that all minerals, including oil and gas, shall be reserved to the State in the proportion and leased as now provided by law, or as may hereafter be provided by law.

"Sec. 2. The fact that certain words were by oversight left out of said House Bill No. 847 when it was passed and the fact that the Attorney General of the State of Texas in construing said House Bill No. 847 declared that the same could not be made to apply to the conditions sought to be remedied by virtue of said House Bill No. 847 and the fact that the Attorney General of the State of Texas advised that said House Bill No. 847 was inoperative on account of deleted words and the fact that the rights of innocent parties are involved by reason of the said forfeiture Acts creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be and the same is hereby suspended and that this Act take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

House Bill No. 56 was then passed to engrossment.

#### HOUSE BILL NO. 140 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 140, A bill to be entitled "An Act to amend Article 6205 of the Revised Civil Statutes of 1925 of the State of Texas, as amended by the Thirty-ninth Legislature, page 222, Chapter 69, and by the Forty-first Legislature, page 330, Chapter 153, Section 1, and by the Forty-first Legislature, Fifth Called Session, page 251, Chapter 82, Section 1, and by the Forty-fifth Legislature, Acts of 1937, House Bill No. 261, and declaring an emergency."

The bill was read second time.

Mr. Morris offered the following amendment to the bill:

Amend House Bill No. 140, Section 1, page 1, line 37, by striking out the words and figures "(8)" and insert in lieu thereof, the words and figures "(5)."

MORRIS,  
ANDERSON.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

House Bill No. 140 was then passed to engrossment.

#### HOUSE BILL NO. 579 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 579, A bill to be entitled "An Act amending Sections 3, 4, 5 and 7 of Chapter 97, Acts of the Regular Session of the Forty-fourth Legislature of the State of Texas, and declaring an emergency."

The bill was read second time.

Mr. Davis of Jasper offered the following committee amendment to the bill:

Amend House Bill No. 579, by striking out the word "Cass," in Section 1, and inserting in lieu thereof, the word "Camp."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

House Bill No. 579 was then passed to engrossment.

#### HOUSE BILL NO. 684 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 684, A bill to be entitled "An Act providing and authorizing that any bonds, interest thereon, or similar obligations, issued by any municipality or political subdivision of the State may be payable at the office of the State Treasurer; designating and constituting the State Treasurer, Ex-officio Treasurer and fiscal agent of such municipalities and political subdivisions for such purposes;

providing for the deposit and payment of funds by municipalities and political subdivisions with the State Treasurer for such purposes; providing that the State Treasurer shall cancel and return coupons and bonds that have matured or have been retired by purchase and shall at the request of the municipality or political subdivision remit balances remaining on hand for two years for which bonds have not been presented for payment, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 741 ON SECOND READING

The Speaker laid before the House, on its second reading, and passage to engrossment,

H. B. No. 741, A bill to be entitled "An Act changing the name of the Girls' Training School to be hereafter known as the Gainesville State School for Girls."

The bill was read second time.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

House Bill No. 741 was then passed to engrossment.

#### HOUSE BILL NO. 878 ON SECOND READING

The Speaker laid before the House, on its second reading, and passage to engrossment,

H. B. No. 878, A bill to be entitled "An Act to amend Section 1, of Senate Bill No. 94, Second Called Session of the Thirty-eighth Legislature, Chapter 7, Special Laws of 1923."

The bill was read second time.

Mr. Tennant offered the following amendment to the bill:

Amend House Bill No. 878 by striking out all below the enacting clause, and inserting the following, so the bill shall read, as follows:

"Section 1. Amend Section 1 of Senate Bill No. 94, Chapter 7, Second Called Session of the Thirty-eighth Legislature, Special Laws of 1923, so as to hereafter read, as follows:

"That the Gladewater County Line Independent School District is hereby created and established in Gregg County and Upshur County, Texas, containing within its limits and

boundaries the following described territory, to-wit:

"Beginning at the intersection of the Gregg and Upshur County Line, on the W B line of the G. W. Hopper survey; same being the N W corner of the Harris (White Oak) Common School District; thence S 67½ degrees W with the said Gregg and Upshur County Line to the W. B. line of the Haden H. Edwards Survey; Thence North to the N. E. corner of the Thompson Allen Survey; Thence West with N B line of said Allen Survey to the N. W. corner of same; Thence South to the N E Corner of the Wm. Goodwin Survey; Thence West with N B line of said survey to the N W corner of same on the E B line of Henry W. Augustine Survey; Thence North with E B line of said Augustine Survey to its N E Corner; Thence West with N B line of said Augustine Survey 1500 vrs. to the N W corner of a 57.1 acre tract of land owned by R. L. Preston; Thence South 2252 vrs. to the N. B. line of a 170-acre tract of land on the Henry W. Augustine Survey owned by S. C. Graves; Thence West 1141 varas to the N W corner of a tract of land owned by Ruff Cannon; Thence South with W B line of said Cannon tract 1410 varas to the N B line of George Hampton Survey; Thence west 359 varas to a point due north of the N W corner of Gregg County on Sabine River and the N E corner of Smith County on Sabine River (this point being near old Redrock townsite); Thence South 689 varas, to the North bank of Sabine River; continuing South crossing said river and with Gregg and Smith County line of Prairie Creek; Thence down said creek with its meanderings to the Sabine River; Thence in a south and easterly direction south along the West bank of said river to the South boundary line of Tract Number 5, of the State of Texas Oil and Gas Lease Subdivision of said Sabine River; Thence in a northeasterly direction across said Sabine River with the south boundary line of said Tract Number 5, to the center or medial line of said Sabine River; Thence in a general northerly direction up the center or medial line of said river, with its meanderings, to the most southern S E corner of the Glade-water Independent District, which original district is shown in Minute Book "E" on pages 198 to 206, of

Gregg County, Texas; Thence North 45 degrees E 2800 varas, more or less, to the S. W. corner of the Wm. H. Castleberry survey; Thence north with W B line of said Castleberry survey and the W. B. line of Henry Hathaway Survey, 5580 varas, more or less, to the said Hathaway N. W. corner; Thence East 400 varas to the Hathaway re-entrant corner; Thence North 2500 varas to the place of beginning.

"Sec. 2. The importance of this legislation, and the fact that the said additional lands included in this amended act are not at present included in any school district, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and the same is hereby suspended, and this Act shall take effect, and be in force from and after its passage, and it is so enacted.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

House Bill No. 878 was then passed to engrossment.

#### HOUSE BILL NO. 990 ON SECOND READING

The Speaker laid before the House, on its second reading, and passage to engrossment,

H. B. No. 990, A bill to be entitled "An Act amending Article 7117, Revised Civil Statutes of the State of Texas, 1925, as amended, Acts, 1929, Forty-first Legislature, First Called Session, Chapter 50, page 109, Section 1, defining transfers in contemplation of death and providing for a tax on same; amending Article 7118, Revised Civil Statutes of the State of Texas, 1925, as amended, Acts, 1935, Forty-fourth Legislature, Chapter 356, page 922, paragraph 1; etc., and declaring an emergency."

The bill was read second time.

Mr. King offered the following amendment to the bill:

Amend House Bill No. 990, page 2, by striking out line 40, and all of page 3, page 4, page 5, and the first seven lines on page 6.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered

amended to conform to all changes, and with the body of the bill.

House Bill No. 990 was then passed to engrossment.

#### HOUSE BILL NO. 995 ON SECOND READING

The Speaker laid before the House, on its second reading, and passage to engrossment,

H. B. No. 995, A bill to be entitled "An Act providing that it shall be unlawful to kill quail in counties of a certain population except on certain days; providing the number of quail that can be killed in one day, and providing a penalty for violation of this Act."

The bill was read second time.

Mr. Talbert offered the following amendment to the bill:

Amend House Bill No. 995, by striking out all below the enacting clause, and insert the following:

"Section 1. It shall be lawful to kill quail in Smith and Kaufman Counties on Monday, Wednesday, and Friday of each week and after the first day of December, 1939, and continuing until and including the sixteenth day of January, 1940, and during the same time each year thereafter on the same days of the week. On said days no person may kill or take to exceed twelve (12) quail on any one day. It shall be unlawful to hunt or kill quail on any day other than Monday, Wednesday, or Friday of each week during the time between December 1st and January 16th of each year, and any person found guilty of violating any provision of this Section shall be fined in any sum not to exceed One Hundred (\$100.00) Dollars. A person shall be presumed to be hunting if found with a gun and a bird dog upon any premises other than his own."

TALBERT,  
ROACH,  
COLQUITT.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 995 was then passed to engrossment.

#### HOUSE BILL NO. 999 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 999, A bill to be entitled "An Act to prohibit school trustees from soliciting, demanding or suggesting the giving of a bribe for themselves, or for another; prescribing penalties for violation hereof, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1003 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1003, A bill to be entitled "An Act to fix the salaries and compensation of County Commissioners in counties with a taxable valuation of not less than Fifty-one Million, One Hundred Thousand (\$51,100,000.00) Dollars nor more than Fifty-one Million, Four Hundred Thousand (\$51,400,000.00) Dollars taxable valuation for county purposes according to the valuation as shown on the County Tax Assessor-Collector's rolls for the current year of 1938, and providing for payment of such salaries and the funds from which such salaries shall be paid; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. Galbreath offered the following amendment to the bill:

Amend House Bill No. 1003, by inserting after the words "per annum" in line 8, the following: "such salary to be fixed by the Commissioners Court".

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1003 was then passed to engrossment.

#### HOUSE BILL NO. 1005 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1005, A bill to be entitled "An Act making it unlawful to kill

or attempt to kill deer or wild trukey or molest same in Red River County for a period of five (5) years; providing a penalty; repealing all conflicting laws, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1009 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1009, A bill to be entitled "An Act amending Article 600a, Section 36, Revised Civil Statutes of 1925, as amended, Acts, 1937, Forty-fifth Legislature, Senate Bill No. 142, Section 2, so as to provide that in no event shall the expenditure for the administration of this Act exceed Sixty-five Thousand (\$65,000.00) Dollars for any one fiscal year, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1024 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1024, A bill to be entitled "An Act to amend Chapter 105 of the Special Laws passed by the Thirty-third Legislature at its Regular Session in 1913, as amended by Chapter 55, Special Laws of the Forty-third Legislature, Second Called Session, same being a road law for Jackson County, Texas, by adding thereto Sections 5a, 5b, and 5c, creating Road District No. 12, Jackson County, Texas, defining and specifically setting out its boundaries, including therein a portion of Road District No. 1, of said County; authorizing the Commissioners' Court to continue to levy an ad valorem tax for the payment of the principal and interest on all outstanding bonds of the former district embraced within Road District No. 12 herein created; authorizing the issuance of bonds by the newly created Road District in the manner and at such times as provided by the General Laws of Texas, for the issuance of bonds by road districts, and in conformity with Article 3, Section 52 of

the State Constitution, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1046 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1046, A bill to be entitled "An Act to validate and confirm certain sections and proceedings of the Texas Old Age Assistance Commission and the Governor, Comptroller, and Treasurer of the State of Texas, with respect to the authorization and issuance of warrants for old age assistance under Section 51-b of Article 3 of the Constitution and contracting for the payment of interest on warrants purchased and cashed for the recipients at the request of the Commission and to the authorization and execution of interest-bearing State of Texas Treasury certificates to be issued in exchange for warrants so purchased and to validate and confirm therefor and to make other provisions relating thereto, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1050 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1050, A bill to be entitled "An Act to amend Chapter 3 of Title 128 of the Revised Statutes of 1925, relating to water control and preservation districts by providing that lands in any such district lying within or adjoining the territorial limits of an incorporated city or town which was not included in such district at time of the organization of such district, and which lands have been subdivided into town lots and blocks, with streets or other thoroughfares dedicated to the use of the public, and of which a map and such dedication has been duly filed for record with the County Clerk of the county in which lands are situated, may be discontinued as part of such district; providing that the Board of Directors may pass resolutions excluding such territory; providing that the owners

of such lands may petition the district for an election to determine the question of whether the lands shall be withdrawn, and for the holding of such an election and providing that lands so withdrawn shall no longer be entitled to be served with water from the irrigation system, and that such lands shall be charged with their pro rata part of existing indebtedness of the said district, and providing that the owner or owners of such lands may pay the total of their pro rata at any time."

The bill was read second time.

Mr. Leonard offered the following amendment to the bill:

Amend the emergency clause of H. B. No. 1050 by adding at the proper place "and said Rule is hereby suspended."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1050 was then passed to engrossment.

#### HOUSE BILL NO. 1057 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1057, A bill to be entitled "An Act to amend Article 954, Code of Criminal Procedure, to authorize the Governor to remit fines, forfeitures of recognizances and bail bonds, and declaring an emergency."

The bill was read second time.

Mr. Stinson offered the following amendment to the bill:

Amend House Bill No. 1057 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. That Article 954 of the Code of Criminal Procedure be and the same is hereby amended so as to hereafter read as follows:

"Article 954. Upon the written recommendation and advice of a majority of the Board of Pardons and Paroles, the Governor shall have the power to remit fines and forfeitures.

"Section 2. The fact that the Legislature has not heretofore adopted an enabling act to make effective the constitutional amendment adopted

by the people on November 3, 1936, providing for the remission of fines and forfeitures; the lateness of the session and the crowded condition of the calendar, creates an emergency and imperative public necessity that the constitutional rule requiring all bills to be read on three several days in each House be, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1057 was then passed to engrossment.

#### HOUSE BILL NO. 1058 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1058, A bill to be entitled "An Act creating a Special Road Law for Orange County, Texas, providing that said County may fund or refund the indebtedness outstanding against its Road and Bridge Fund as of March 1st, 1939, by the issuance of funding bonds; providing that items of indebtedness as of said date, in the form of scrip, or time warrants, may be included in such funding bond issue; setting forth the method of issuing such funding bonds; validating all acts of the Commissioners' Court and of the County Officials of said County in issuing said scrip or warrants; validating said scrip or warrants; providing that the General Laws pertaining to roads and bridges shall be applicable to said County when not in conflict with the provisions hereof; repealing all laws in conflict herewith; enacting provisions incident and relating to the subject and purpose of this Act, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 1059 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1059, A bill to be entitled "An Act to amend House Bill No.

137, Second Called Session, Forty-fifth Legislature, to provide that fish propagated because of expenditures made from the Medina Lake Fund may be distributed to any of the waters of Medina County, and declaring an emergency."

The bill was read second time.

Mr. Monkhouse offered the following amendment to the bill:

Amend the emergency clause of H. B. No. 1059 by inserting after the words "and the same is hereby suspended," the following: "and this Act shall take effect and be in force from and after the date of its passage."

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1059 was then passed to engrossment.

**HOUSE BILL NO. 1062 ON SECOND READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1062, A bill to be entitled "An Act declaring a two (2) year closed season on wild fox in certain counties; providing a penalty for violation of this Act, and declaring an emergency."

The bill was read second time and was passed to engrossment.

**HOUSE BILL NO. 1063 ON SECOND READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1063, A bill to be entitled "An Act to amend Article 2687 of the Revised Public School Laws of Texas, relating to meetings and salaries of County School Board members. Providing a salary of Five (\$5.00) Dollars per day, upon the approval of the County Superintendent and a majority of the County Board members, in counties with a population of not less than thirty-two thousand, four hundred (32,400) and not more than thirty-two thousand, eight hundred

(32,800), according to the last Federal Census."

The bill was read second time.

Mr. Ferguson offered the following amendment to the bill:

Amend H. B. No. 1063 by changing the words "Public School Laws" to "Revised Civil Statutes" in Section 1 and in the caption.

The amendment was adopted.

Mr. Ferguson offered the following amendment to the bill:

Amend H. B. No. 1063, by striking out the phrase "but not to exceed \$60 in any one year."

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1063 was then passed to engrossment.

**HOUSE BILL NO. 1070 ON SECOND READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1070, A bill to be entitled "An Act amending Article 1115 of the Revised Civil Statutes of 1925 by adding as Article 1115-A, provisions for the ratification and validation of the Board of Trustees heretofore created or attempted to be created by any city or town for the owning and operating of city-owned utilities; and providing that such Board of Trustees may have management and control of such systems by ordinance, so long as any of the revenue bonds shall be outstanding and unpaid; repealing all laws in conflict, and declaring an emergency."

The bill was read second time and was passed to engrossment.

**HOUSE BILL NO. 1071 ON SECOND READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1071, A bill to be entitled "An Act amending Article 2351 of the Revised Civil Statutes of 1925 by adding thereto Section 16, providing that Commissioners' Courts may use county road machinery and funds from the General Fund or Road

and Bridge Funds in cleaning streams and in aiding flood control when said Court decides such improvements will be of aid to the county in the maintenance and the building of county roads, and declaring an emergency."

The bill was read second time.

Mr. Daniel offered the following amendment to the bill:

Amend H. B. No. 1071 by adding to Section 1 a comma and the following words: "in counties having a population of from 19,850 to 19,895 according to the last Federal Census."

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1071 was then passed to engrossment.

#### HOUSE BILL NO. 1045 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1045, A bill to be entitled "An Act giving the Commissioners' Courts authority to fix the salary of the County Judge, Tax Assessor-Collector, County Clerk, District Clerk, Sheriff, and Criminal District Attorney in all counties in this State having a population of not less than thirty thousand and nine hundred (30,900) nor more than thirty-one thousand (31,000), according to the last preceding Federal Census; prescribing the minimum salary; fixing mode and manner of payment of such salaries; fixing effective date; repealing all laws and parts of laws in conflict only, and declaring an emergency."

The bill was read second time.

Mr. Cornett offered the following amendment to the bill:

Amend House Bill No. 1045 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. The Commissioners' Courts of the respective counties of Texas having a population of more than thirty thousand and nine hundred (30,900) and less than thirty-one thousand (31,000), according to the last preceding Federal Census are hereby authorized to fix the salary

of the County Judge, Tax Assessor-Collector, County Clerk, District Clerk, Sheriff, and County Attorney at a sum not less than Two Hundred Dollars (\$200.00) per month. The Commissioners' Courts of these counties are also authorized to fix the salary of the County Commissioners at a sum not less than One Hundred and Twenty Dollars (\$120.00) per month. In the determination of such salary the Court will consider the fees received by such office during the preceding fiscal year, the expenses of that office during the same period, and the relative duties incumbent on such officer; and shall in their discretion affix to such office such compensation as they deem just and necessary for the services rendered within the limits hereinbefore provided.

Section 2. All such salaries shall be paid in twelve (12) equal installments per year, and paid from funds now provided by law for payment of such officials.

Section 3. All laws or parts of laws in conflict with the provisions of this Act are hereby repealed to the extent of such conflict; and this Act shall be interpreted as an express modification of Article 3912e, Section 13, Revised Civil Statutes of Texas, to the extent hereinbefore provided.

Section 4. This Act shall take effect and be in force at the beginning of the next term of office for these respective officers beginning January 1, 1941.

The amendment was adopted.

Mr. Cornett offered the following amendment to the bill:

Amend H. B. No. 1045 by adding an emergency clause.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1045 was then passed to engrossment.

#### HOUSE BILL NO. 56 ON THIRD READING

Mr. Pope moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 56

be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—132

Allen	Harrell of Lamar
Allison	Harris
Alsup	Heflin
Anderson	Holland
Bailey	Howard
Baker	Howington
of Fort Bend	Hull
Baker of Grayson	Johnson of Ellis
Bell	Keith
Blankenship	Kennedy
Boethel	Kern
Bond	Kerr
Boyd	Kersey
Boyer	Kinard
Bradbury	King
Bradford	Langdon
Bray	Lehman
Broadfoot	Leonard
Brown of Cherokee	Leyendecker
Brown	Little
of Nacogdoches	Lock
Bundy	Loggins
Burkett	London
Burney	Mays
Cauthorn	McAlister
Celaya	McDaniel
Chambers	McDonald
Clark	McFarland
Cockrell	McMurry
Colquitt	McNamara
Colson, Mrs.	Mohrmann
Cornett	Monkhouse
Corry	Montgomery
Crossley	Morris
Daniel	Newell
Davis of Jasper	Nicholson
Davis of Upshur	Oliver
Dean	Pace
Derden	Petsch
Dickison	Pevehouse
Dickson	Piner
Donaghey	Pope
Dowell	Reader of Bexar
Faulkner	Reader of Erath
Ferguson	Reaves
Fielden	Reed
Fuchs	Rhodes
Galbreath	Riviere
Goodman	Roach
Gordon, Mrs.	Roberts
Hale	Russell
Hamilton	Segrist
Hankamer	Skiles
Hardeman	Smith of Frio
Hardin	Smith of Hopkins
Harp	Smith
Harper	of Matagorda
Harrell of Bastrop	Spencer

Stinson	Weldon
Stoll	Wells
Talbert	Westbrook
Tennant	White
Thornberry	Wilson
Thornton	Winfree
Turner	Wood
Vale	Worley
Voigt	Wright
Waggoner	

Absent

Bridgers	Johnson of Tarrant
Cleveland	Ragsdale
Coleman	Robinson
Dwyer	Schuenemann
Felty	Shell
Gilmer	Tarwater
Hunt	Taylor
Isaacks	Vint

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 56 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—132

Allen	Crossley
Allison	Daniel
Alsup	Davis of Jasper
Anderson	Davis of Upshur
Bailey	Dean
Baker	Derden
of Fort Bend	Dickison
Baker of Grayson	Dickson
Bell	Donaghey
Blankenship	Dowell
Boethel	Faulkner
Bond	Ferguson
Boyd	Fielden
Boyer	Fuchs
Bradbury	Galbreath
Bradford	Goodman
Bray	Gordon, Mrs.
Broadfoot	Hale
Brown of Cherokee	Hamilton
Brown	Hankamer
of Nacogdoches	Hardeman
Bundy	Hardin
Burkett	Harp
Burney	Harper
Cauthorn	Harrell of Bastrop
Celaya	Harrell of Lamar
Chambers	Harris
Clark	Heflin
Cockrell	Holland
Colquitt	Howard
Colson, Mrs.	Howington
Cornett	Hull
Corry	Johnson of Ellis



Wilson	Worley
Winfree	Wright
Wood	
Present—Not Voting	
Brown	
of Nacogdoches	
Absent	
Clark	Johnson of Tarrant
Coleman	Ragsdale
Dwyer	Reaves
Gilmer	Riviere
Goodman	Schuenemann
Holland	Shell

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 140 before the House on third reading and final passage.

The bill was read third time.

Mr. Kern offered the following amendment to the bill:

Amend H. B. No. 140, page 2, line 35, by adding a new section, to be known as Section 3, and to read as follows:

Sec. 3. Article 6205 Vernon's Civil Statutes 1926 by striking out the words and figures Jan. 1, 1873, and inserting in lieu thereof the words and figures, Jan. 1, 1890.

KERN,  
HARDIN,  
SPENCER.

Mr. Keith raised a point of order on further consideration of the amendment at this time, on the ground that the amendment seeks to amend the Statutes by reference only.

The Speaker sustained the point of order.

House Bill No. 140 was then passed by the following vote:

Yeas—135

Allen	Bradbury
Allison	Bradford
Alsup	Bray
Anderson	Bridgers
Bailey	Broadfoot
Baker	Brown of Cherokee
of Fort Bend	Brown
Baker of Grayson	of Nacogdoches
Bell	Bundy
Blankenship	Burkett
Boethel	Cauthorn
Bond	Celaya
Boyd	Chambers
Boyer	Clark

Cleveland	McAlister
Cockrell	McDaniel
Colson, Mrs.	McDonald
Cornett	McMurry
Corry	McNamara
Crossley	Mohrmann
Daniel	Monkhouse
Davis of Jasper	Montgomery
Davis of Upshur	Morris
Dean	Newell
Derden	Nicholson
Dickison	Oliver
Dickson	Pace
Donaghey	Petsch
Dowell	Pevehouse
Faulkner	Piner
Felty	Pope
Ferguson	Reader of Bexar
Fielden	Reader of Erath
Fuchs	Reaves
Galbreath	Reed
Goodman	Rhodes
Gordon, Mrs.	Riviere
Hale	Roach
Hamilton	Robinson
Hankamer	Russell
Hardeman	Schuenemann
Hardin	Segrist
Harp	Skiles
Harper	Smith of Frio
Harrell of Lamar	Smith of Hopkins
Harris	Smith
Heflin	of Matagorda
Howard	Spencer
Howington	Stinson
Hull	Stoll
Hunt	Talbert
Isaacks	Tarwater
Johnson of Ellis	Taylor
Keith	Tennant
Kennedy	Thornberry
Kern	Thornton
Kerr	Turner
Kersey	Vale
Kinard	Vint
King	Voigt
Langdon	Waggoner
Lehman	Weldon
Leonard	Wells
Leyendecker	Westbrook
Little	White
Lock	Wilson
Loggins	Winfree
London	Wood
Mays	Wright

Nays—3

Burney	Roberts
McFarland	

Absent

Coleman	Gilmer
Colquitt	Harrell of Bastrop
Dwyer	Holland

Johnson of TarrantShell  
Ragsdale Worley

Absent—Excused

Hartzog

HOUSE BILL NO. 579 ON THIRD  
READING.

Mr. Brown of Cherokee moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 579 be placed on its third reading and final passage.

The motion prevailed by the following vote.

Yeas—135

Allen	Ferguson
Allison	Fielden
Alsup	Fuchs
Anderson	Galbreath
Bailey	Goodman
Baker	Gordon, Mrs.
of Fort Bend	Hale
Baker of Grayson	Hamilton
Bell	Hankamer
Blankenship	Hardeman
Boethel	Hardin
Bond	Harp
Boyd	Harrell of Bastrop
Boyer	Harrell of Lamar
Bradbury	Harris
Bradford	Howard
Bray	Howington
Bridgers	Hull
Broadfoot	Hunt
Brown of Cherokee	Johnson of Ellis
Bundy	Keith
Burkett	Kennedy
Burney	Kern
Cauthorn	Kerr
Celaya	Kersey
Chambers	Kinard
Clark	King
Cleveland	Langdon
Coleman	Lehman
Colquitt	Leonard
Colson, Mrs.	Leyendecker
Cornett	Little
Corry	Lock
Crossley	Loggins
Daniel	London
Davis of Jasper	Mays
Davis of Upshur	McAlister
Dean	McDaniel
Derden	McDonald
Dickison	McFarland
Dickson	McMurry
Donaghey	McNamara
Dowell	Mohrmann
Faulkner	Monkhouse
Felty	Montgomery

Morris	Smith
Newell	of Matagorda
Nicholson	Spencer
Oliver	Stinson
Pace	Stoll
Petsch	Talbert
Pevehouse	Tarwater
Piner	Taylor
Pope	Tennant
Reader of Bexar	Thornberry
Reader of Erath	Thornton
Reaves	Turner
Reed	Vale
Rhodes	Vint
Riviere	Voigt
Roach	Waggoner
Roberts	Weldon
Robinson	Wells
Russell	Westbrook
Segrist	Wilson
Skiles	Winfree
Smith of Frio	Wood
Smith of Hopkins	Worley
	Wright

Present—Not Voting

Brown  
of Nacogdoches

Absent

Cockrell	Isaacks
Dwyer	Johnson of Tarrant
Gilmer	Ragsdale
Harper	Schuenemann
Hartzog	Shell
Holland	White

Absent—Excused

Heflin

The Speaker then laid House Bill No. 579 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—135

Allen	Bray
Allison	Bridgers
Alsup	Broadfoot
Anderson	Brown of Cherokee
Bailey	Bundy
Baker	Burkett
of Fort Bend	Burney
Baker of Grayson	Cauthorn
Bell	Celaya
Blankenship	Chambers
Boethel	Clark
Bond	Cleveland
Boyd	Coleman
Boyer	Colquitt
Bradbury	Colson, Mrs.
Bradford	Cornett

Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Derden  
 Dickison  
 Dickson  
 Donaghey  
 Dowell  
 Faulkner  
 Felty  
 Ferguson  
 Fielden  
 Fuchs  
 Galbreath  
 Goodman  
 Gordon, Mrs.  
 Hale  
 Hamilton  
 Hankamer  
 Hardeman  
 Hardin  
 Harp  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Howard  
 Howington  
 Hull  
 Hunt  
 Johnson of Ellis  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland

McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Segrist  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Present—Not Voting

Brown  
 of Nacogdoches

Absent

Cockrell  
 Dwyer  
 Gilmer  
 Harper

Heflin  
 Holland  
 Isaacks  
 Johnson of Tarrant

Ragsdale  
 Schuenemann

Shell  
 White

Absent—Excused

Hartzog

HOUSE BILL NO. 684 ON THIRD  
 READING

Mr. Harris moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 684 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—128

Allen  
 Allison  
 Alsup  
 Anderson  
 Bailey  
 Baker  
 of Fort Bend  
 Baker of Grayson  
 Bell  
 Blankenship  
 Boethel  
 Bond  
 Boyd  
 Boyer  
 Bradbury  
 Bradford  
 Bray  
 Broadfoot  
 Brown of Cherokee  
 Bundy  
 Burkett  
 Burney  
 Cauthorn  
 Celaya  
 Clark  
 Cleveland  
 Cockrell  
 Coleman  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Dean  
 Derden  
 Dickison  
 Dickson  
 Dowell  
 Faulkner  
 Felty  
 Ferguson  
 Fielden  
 Fuchs  
 Galbreath

Gordon, Mrs.  
 Hale  
 Hamilton  
 Hankamer  
 Hardeman  
 Hardin  
 Harp  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Howard  
 Howington  
 Hull  
 Hunt  
 Johnson of Ellis  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Pace  
 Petsch

Pevehouse	Stoll
Piner	Talbert
Pope	Tarwater
Reader of Bexar	Taylor
Reader of Erath	Tennant
Reaves	Thornberry
Reed	Thornton
Rhodes	Turner
Riviere	Vint
Roach	Voigt
Roberts	Waggoner
Robinson	Weldon
Segrist	Wells
Skiles	Westbrook
Smith of Frio	White
Smith of Hopkins	Wilson
Smith	Winfree
of Matagorda	Wood
Spencer	Worley
Stinson	Wright

## Present—Not Voting

Brown  
of Nacogdoches

## Absent

Bridgers	Holland
Chambers	Isaacks
Colquitt	Johnson of Tarrant
Davis of Upshur	Oliver
Donaghey	Ragsdale
Dwyer	Russell
Gilmer	Schuenemann
Goodman	Shell
Harper	Vale
Heflin	

## Absent—Excused

Hartzog

The Speaker then laid House Bill No. 684 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—128

Allen	Bray
Allison	Broadfoot
Alsup	Brown of Cherokee
Anderson	Bundy
Bailey	Burkett
Baker	Burney
of Fort Bend	Cauthorn
Baker of Grayson	Celaya
Bell	Clark
Blankenship	Cleveland
Boethel	Cockrell
Bond	Coleman
Boyd	Colson, Mrs.
Boyer	Cornett
Bradbury	Corry
Bradford	Crossley

Daniel	McNamara
Davis of Jasper	Mohrmann
Dean	Monkhouse
Derden	Montgomery
Dickison	Morris
Dickson	Newell
Dowell	Nicholson
Faulkner	Pace
Fielden	Petsch
Felty	Pevehouse
Ferguson	Piner
Fuchs	Pope
Galbreath	Reader of Bexar
Gordon, Mrs.	Reader of Erath
Hale	Reaves
Hamilton	Reed
Hankamer	Rhodes
Hardeman	Riviere
Hardin	Roach
Harp	Roberts
Harrell of Bastrop	Robinson
Harrell of Lamar	Segrist
Harris	Skiles
Howard	Smith of Frio
Howington	Smith of Hopkins
Hull	Smith
Hunt	of Matagorda
Johnson of Ellis	Spencer
Keith	Stinson
Kennedy	Stoll
Kern	Talbert
Kerr	Tarwater
Kersey	Taylor
Kinard	Tennant
King	Thornberry
Langdon	Thornton
Lehman	Turner
Leonard	Vint
Leyendecker	Voigt
Little	Waggoner
Lock	Weldon
Loggins	Wells
London	Westbrook
Mays	White
McAlister	Wilson
McDaniel	Winfree
McDonald	Wood
McFarland	Worley
McMurry	Wright

## Present—Not Voting

Brown  
of Nacogdoches

## Absent

Bridgers	Harper
Chambers	Heflin
Colquitt	Holland
Davis of Upshur	Isaacks
Donaghey	Johnson of Tarrant
Dwyer	Oliver
Gilmer	Ragsdale
Goodman	Russell

Schuenemann Vale  
Shell

Absent—Excused

Hartzog

HOUSE BILL NO. 741 ON THIRD  
READING

Mr. Harrell of Lamar moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 741 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—133

Allen	Felty
Allison	Ferguson
Alsup	Fielden
Anderson	Fuchs
Bailey	Galbreath
Baker	Goodman
of Fort Bend	Gordon, Mrs.
Baker of Grayson	Hamilton
Bell	Hardeman
Blankenship	Hardin
Boethel	Harp
Bond	Harper
Boyd	Harrell of Bastrop
Boyer	Harrell of Lamar
Bradbury	Harris
Bradford	Heflin
Bray	Howard
Bridgers	Howington
Broadfoot	Hull
Brown of Cherokee	Isaacks
Brown	Johnson of Ellis
of Nacogdoches	Keith
Bundy	Kennedy
Burkett	Kern
Burney	Kerr
Cauthorn	Kersey
Celaya	Kinard
Clark	King
Cleveland	Langdon
Cockrell	Lehman
Coleman	Leonard
Colquitt	Leyendecker
Colson, Mrs.	Little
Cornett	Lock
Corry	Loggins
Crossley	London
Daniel	Mays
Davis of Jasper	McAlister
Davis of Upshur	McDaniel
Dean	McDonald
Derden	McFarland
Dickison	McMurry
Dickson	McNamara
Donaghey	Mohrmann
Dowell	Monkhouse
Faulkner	Montgomery

Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Skiles  
Smith of Frio  
Smith of Hopkins

Spencer  
Stinson  
Stoll  
Talbert  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Chambers	Ragsdale
Dwyer	Schuenemann
Gilmer	Segrist
Hale	Shell
Hankamer	Smith
Holland	of Matagorda
Hunt	Tarwater
Johnson of Tarrant	White

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 741 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—133

Allen	Brown
Allison	of Nacogdoches
Alsup	Bundy
Anderson	Burkett
Bailey	Burney
Baker	Cauthorn
of Fort Bend	Celaya
Baker of Grayson	Clark
Bell	Cleveland
Blankenship	Cockrell
Boethel	Coleman
Bond	Colquitt
Boyd	Colson, Mrs.
Boyer	Cornett
Bradbury	Corry
Bradford	Crossley
Bray	Daniel
Bridgers	Davis of Jasper
Broadfoot	Davis of Upshur
Brown of Cherokee	Dean

Derden	McNamara
Dickison	Mohrmann
Dickson	Monkhouse
Donaghey	Montgomery
Dowell	Morris
Faulkner	Newell
Felty	Nicholson
Ferguson	Oliver
Fielden	Pace
Fuchs	Petsch
Galbreath	Pevehouse
Goodman	Piner
Gordon, Mrs.	Pope
Hamilton	Reader of Bexar
Hardeman	Reader of Erath
Hardin	Reaves
Harp	Reed
Harper	Rhodes
Harrell of Bastrop	Riviere
Harrell of Lamar	Roach
Harris	Roberts
Heflin	Robinson
Howard	Russell
Howington	Skiles
Hull	Smith of Frio
Isaacks	Smith of Hopkins
Johnson of Ellis	Spencer
Keith	Stinson
Kennedy	Stoll
Kern	Talbert
Kerr	Taylor
Kersey	Tennant
Kinard	Thornberry
King	Thornton
Langdon	Turner
Lehman	Vale
Leonard	Vint
Leyendecker	Voigt
Little	Waggoner
Lock	Weldon
Loggins	Wells
London	Westbrook
Mays	Wilson
McAlister	Winfree
McDaniel	Wood
McDonald	Worley
McFarland	Wright
McMurry	

## Absent

Chambers	Ragsdale
Dwyer	Schuenemann
Gilmer	Segrist
Hale	Shell
Hankamer	Smith
Holland	of Matagorda
Hunt	Tarwater
Johnson of Tarrant	White

## Absent—Excused

Hartzog

## HOUSE BILL NO. 878 ON THIRD READING

Mr. Davis of Upshur moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 878 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—137

Allen	Goodman
Allison	Gordon, Mrs.
Alsup	Hale
Anderson	Hamilton
Baker	Hankamer
of Fort Bend	Hardeman
Baker of Grayson	Hardin
Bell	Harp
Blankenship	Harper
Boethel	Harrell of Bastrop
Bond	Harrell of Lamar
Boyd	Harris
Boyer	Heflin
Bradbury	Howard
Bradford	Howington
Bray	Hull
Broadfoot	Hunt
Brown of Cherokee	Johnson of Ellis
Brown	Keith
of Nacogdoches	Kennedy
Bundy	Kern
Burkett	Kerr
Burney	Kersey
Cauthorn	Kinard
Celaya	King
Chambers	Langdon
Clark	Lehman
Cleveland	Leonard
Cockrell	Leyendecker
Coleman	Little
Colquitt	Lock
Colson, Mrs.	Loggins
Cornett	London
Corry	Mays
Crossley	McAlister
Daniel	McDaniel
Davis of Jasper	McDonald
Davis of Upshur	McFarland
Dean	McMurry
Derden	McNamara
Dickison	Mohrmann
Dickson	Monkhouse
Donaghey	Montgomery
Dowell	Morris
Faulkner	Newell
Felty	Nicholson
Ferguson	Oliver
Fielden	Pace
Fuchs	Petsch
Galbreath	Pevehouse
Gilmer	

Piner  
Pope  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Spencer  
Stinson  
Stoll

Talbert  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Bailey  
Bridgers  
Dwyer  
Holland  
Isaacks  
Johnson of Tarrant Tarwater

Ragsdale  
Schuenemann  
Shell  
Smith  
of Matagorda

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 878 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—137

Allen  
Allison  
Alsup  
Anderson  
Baker  
of Fort Bend  
Baker of Grayson  
Bell  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Broadfoot  
Brown of Cherokee  
Brown  
of Nacogdoches  
Bundy  
Burkett  
Burney  
Cauthorn  
Celaya

Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colquitt  
Colson, Mrs.  
Cornett  
Corry  
Crossley  
Daniel  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickison  
Dickson  
Donaghey  
Dowell  
Faulkner  
Feltz  
Ferguson  
Fielden  
Fuchs  
Galbreath

Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Heflin  
Howard  
Howington  
Hull  
Hunt  
Johnson of Ellis  
Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris

Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Spencer  
Stinson  
Stoll  
Talbert  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Bailey  
Bridgers  
Dwyer  
Holland  
Isaacks  
Johnson of Tarrant Tarwater

Ragsdale  
Schuenemann  
Shell  
Smith  
of Matagorda

Absent—Excused

Hartzog

HOUSE BILL NO. 990 ON THIRD READING

Mr. King moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 990 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—126

Allen	Hull
Allison	Hunt
Alsup	Isaacks
Anderson	Johnson of Ellis
Bailey	Kennedy
Baker	Kern
of Fort Bend	Kerr
Baker of Grayson	King
Bell	Langdon
Blankenship	Lehman
Bond	Leonard
Boyd	Leyendecker
Boyer	Little
Bradbury	Lock
Bradford	Loggins
Bray	London
Broadfoot	Mays
Brown of Cherokee	McAlister
Brown	McDaniel
of Nacogdoches	McDonald
Bundy	McFarland
Burney	McMurry
Cauthorn	McNamara
Celaya	Mohrmann
Clark	Monkhouse
Cleveland	Morris
Cockrell	Newell
Colquitt	Nicholson
Colson, Mrs.	Oliver
Cornett	Pace
Corry	Petsch
Crossley	Pevehouse
Daniel	Piner
Davis of Jasper	Reader of Bexar
Davis of Upshur	Reader of Erath
Dean	Reaves
Derden	Reed
Dickison	Rhodes
Dickson	Riviere
Dowell	Roach
Faulkner	Roberts
Felty	Robinson
Ferguson	Russell
Fielden	Segrist
Fuchs	Skiles
Gordon, Mrs.	Smith of Frio
Hale	Smith of Hopkins
Hamilton	Spencer
Hankamer	Stinson
Hardeman	Stoll
Hardin	Talbert
Harp	Tarwater
Harper	Taylor
Harrell of Bastrop	Tennant
Harrell of Lamar	Thornberry
Harris	Thornton
Heflin	Turner
Howard	Vale
Howington	Vint

Voigt  
Waggoner  
Weldon  
Wells  
Westbrook

Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Montgomery

Absent

Boethel	Johnson of Tarrant
Bridgers	Keith
Burkett	Kersey
Chambers	Kinard
Coleman	Pope
Donaghey	Ragsdale
Dwyer	Schuenemann
Galbreath	Shell
Gilmer	Smith
Goodman	of Matagorda
Holland	White

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 990 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—126

Allen	Daniel
Allison	Davis of Jasper
Alsup	Davis of Upshur
Anderson	Dean
Bailey	Derden
Baker	Dickison
of Fort Bend	Dickson
Baker of Grayson	Dowell
Bell	Faulkner
Blankenship	Felty
Bond	Ferguson
Boyd	Fielden
Boyer	Fuchs
Bradbury	Gordon, Mrs.
Bradford	Hale
Bray	Hamilton
Broadfoot	Hankamer
Brown of Cherokee	Hardeman
Brown	Hardin
of Nacogdoches	Harp
Bundy	Harper
Burney	Harrell of Bastrop
Cauthorn	Harrell of Lamar
Celaya	Harris
Clark	Heflin
Cleveland	Howard
Cockrell	Howington
Colquitt	Hull
Colson, Mrs.	Hunt
Cornett	Isaacks
Corry	Johnson of Ellis
Crossley	Kennedy

Kern  
 Kerr  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McFarland  
 McMurry  
 McDonald  
 McNamara  
 Mohrmann  
 Monkhouse  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed

Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Segrist  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Nays—1

Montgomery

Absent

Boethel  
 Bridgers  
 Burkett  
 Chambers  
 Coleman  
 Donaghey  
 Dwyer  
 Galbreath  
 Gilmer  
 Goodman  
 Holland

Johnson of Tarrant  
 Keith  
 Kersey  
 Kinard  
 Pope  
 Ragsdale  
 Schuenemann  
 Shell  
 Smith  
 of Matagorda  
 White

Absent—Excused

Hartzog

HOUSE BILL NO. 995 ON THIRD READING

Mr. Talbert moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 995 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—136

Allen  
 Allison  
 Alsup  
 Anderson  
 Bailey  
 Baker  
 of Fort Bend  
 Baker of Grayson  
 Bell  
 Blankenship  
 Boethel  
 Bond  
 Boyd  
 Boyer  
 Bradbury  
 Bradford  
 Bray  
 Bridgers  
 Broadfoot  
 Brown of Cherokee  
 Brown  
 of Nacogdoches  
 Bundy  
 Burkett  
 Burney  
 Cauthorn  
 Celaya  
 Chambers  
 Clark  
 Cleveland  
 Cockrell  
 Coleman  
 Colquitt  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Derden  
 Dickison  
 Dickson  
 Dowell  
 Faulkner  
 Felty  
 Ferguson  
 Fielden  
 Fuchs  
 Gilmer  
 Goodman  
 Gordon, Mrs.  
 Hale  
 Hamilton  
 Hankamer  
 Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar

Harris  
 Howard  
 Howington  
 Hull  
 Hunt  
 Johnson of Ellis  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Segrist  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda  
 Spencer  
 Stoll  
 Talbert  
 Taylor  
 Tennant  
 Thornberry

Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells

Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Donaghey  
Dwyer  
Galbreath  
Heflin  
Holland  
Isaacks

Johnson of Tarrant  
Ragsdale  
Schuenemann  
Shell  
Stinson  
Tarwater

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 995 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—136

Allen  
Allison  
Alsup  
Anderson  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Bell  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Broadfoot  
Brown of Cherokee  
Brown  
of Nacogdoches  
Bundy  
Burkett  
Burney  
Cauthorn  
Celaya  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colquitt  
Colson, Mrs.  
Cornett  
Corry

Crossley  
Daniel  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickison  
Dickson  
Dowell  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Howard  
Howington  
Hull  
Hunt  
Johnson of Ellis  
Keith  
Kennedy  
Kern  
Kerr

Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrman  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed

Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stoll  
Talbert  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Westbrook  
Wilson  
Wells  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Donaghey  
Dwyer  
Galbreath  
Heflin  
Holland  
Isaacks

Johnson of Tarrant  
Ragsdale  
Schuenemann  
Shell  
Stinson  
Tarwater

Absent—Excused

Hartzog

HOUSE BILL NO. 999 ON THIRD READING

Mr. Westbrook moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 999 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—133

Allen  
Allison  
Alsup  
Anderson

Bailey  
Baker of Grayson  
Bell  
Blankenship

Boethel	Langdon
Bond	Lehman
Boyd	Leonard
Boyer	Leyendecker
Bradbury	Little
Bradford	Lock
Bray	Loggins
Bridgers	London
Broadfoot	Mays
Brown of Cherokee	McAlister
Bundy	McDaniel
Burkett	McDonald
Burney	McFarland
Cauthorn	McMurry
Celaya	McNamara
Clark	Mohrmann
Cleveland	Monkhouse
Cockrell	Montgomery
Coleman	Morris
Colquitt	Nicholson
Colson, Mrs.	Oliver
Cornett	Pace
Corry	Petsch
Crossley	Pevehouse
Daniel	Piner
Davis of Jasper	Pope
Davis of Upshur	Ragsdale
Derden	Reader of Bexar
Dickison	Reader of Erath
Dickson	Reaves
Donaghey	Reed
Dowell	Rhodes
Faulkner	Riviere
Felty	Roach
Ferguson	Roberts
Fielden	Robinson
Fuchs	Russell
Galbreath	Skiles
Gilmer	Smith of Frio
Goodman	Smith of Hopkins
Gordon, Mrs.	Smith
Hale	of Matagorda
Hamilton	Spencer
Hardeman	Stinson
Hardin	Stoll
Harp	Talbert
Harper	Taylor
Harrell of Bastrop	Tennant
Harrell of Lamar	Thornberry
Harris	Thornton
Heflin	Turner
Howard	Vale
Hull	Vint
Hunt	Voigt
Johnson of Ellis	Waggoner
Johnson of Tarrant	Weldon
Keith	Wells
Kennedy	Westbrook
Kern	Wilson
Kerr	Winfree
Kersey	Wood
Kinard	Worley
King	Wright

Nays—1

Howington

Absent

Baker	Holland
of Fort Bend	Isaacks
Brown	Newell
of Nacogdoches	Schuenemann
Chambers	Segrist
Dean	Shell
Dwyer	Tarwater
Hankamer	White

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 999 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—133

Allen	Donaghey
Allison	Dowell
Alsup	Faulkner
Anderson	Felty
Bailey	Ferguson
Baker of Grayson	Fielden
Bell	Fuchs
Blankenship	Galbreath
Boethel	Gilmer
Bond	Goodman
Boyd	Gordon, Mrs.
Boyer	Hale
Bradbury	Hamilton
Bradford	Hardeman
Bray	Hardin
Bridgers	Harp
Broadfoot	Harper
Brown of Cherokee	Harrell of Bastrop
Bundy	Harrell of Lamar
Burkett	Harris
Burney	Heflin
Cauthorn	Howard
Celaya	Hull
Clark	Hunt
Cleveland	Johnson of Ellis
Cockrell	Johnson of Tarrant
Coleman	Keith
Colquitt	Kennedy
Colson, Mrs.	Kern
Cornett	Kerr
Corry	Kersey
Crossley	Kinard
Daniel	King
Davis of Jasper	Langdon
Davis of Upshur	Lehman
Derden	Leonard
Dickison	Leyendecker
Dickson	Little

Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach

Roberts  
Robinson  
Russell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Howington

Absent

Baker	Holland
of Fort Bend	Isaacks
Brown	Newell
of Nacogdoches	Schuenemann
Chambers	Segrist
Dean	Shell
Dwyer	Tarwater
Hankamer	White

Absent—Excused

Hartzog

HOUSE BILL NO. 1003 ON THIRD  
READING

Mr. Galbreath moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1003 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—139

Allen	Bailey
Allison	Baker
Alsup	of Fort Bend
Anderson	Baker of Grayson

Bell	Kennedy
Blankenship	Kern
Boethel	Kerr
Bond	Kersey
Boyd	Kinard
Boyer	King
Bradbury	Langdon
Bradford	Lehman
Bray	Leonard
Bridgers	Leyendecker
Broadfoot	Little
Brown of Cherokee	Lock
Burkett	Loggins
Burney	London
Cauthorn	Mays
Celaya	McAlister
Chambers	McDaniel
Clark	McDonald
Cleveland	McMurry
Cockrell	McNamara
Coleman	Mohrmann
Colquitt	Monkhouse
Colson, Mrs.	Montgomery
Cornett	Morris
Corry	Newell
Crossley	Nicholson
Daniel	Oliver
Davis of Jasper	Pace
Davis of Upshur	Petsch
Dean	Pevehouse
Derden	Piner
Dickson	Pope
Dickson	Ragsdale
Donaghey	Reader of Erath
Dowell	Reaves
Faulkner	Reed
Felty	Rhodes
Ferguson	Riviere
Fielden	Roach
Fuchs	Roberts
Galbreath	Robinson
Gilmer	Russell
Goodman	Segrist
Gordon, Mrs.	Skiles
Hale	Smith of Frio
Hamilton	Smith of Hopkins
Hankamer	Smith
Hardeman	of Matagorda
Hardin	Spencer
Harp	Stinson
Harper	Stoll
Harrell of Bastrop	Talbert
Harrell of Lamar	Taylor
Harris	Tennant
Heflin	Thornberry
Howard	Thornton
Howington	Turner
Hull	Vale
Hunt	Vint
Isaacks	Voigt
Johnson of Ellis	Waggoner
Johnson of Tarrant	Weldon
Keith	Wells

Westbrook	Wood
White	Worley
Wilson	Wright
Winfree	

Absent

Brown	McFarland
of Nacogdoches	Reader of Bexar
Bundy	Schuenemann
Dwyer	Shell
Holland	Tarwater

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1003 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—139

Allen	Donaghey
Allison	Dowell
Alsup	Faulkner
Anderson	Felty
Bailey	Ferguson
Baker	Fielden
of Fort Bend	Fuchs
Baker of Grayson	Galbreath
Bell	Gilmer
Blankenship	Goodman
Boethel	Gordon, Mrs.
Bond	Hale
Boyd	Hamilton
Boyer	Hankamer
Bradbury	Hardeman
Bradford	Hardin
Bray	Harp
Bridgers	Harper
Broadfoot	Harrell of Bastrop
Brown of Cherokee	Harrell of Lamar
Burkett	Harris
Burney	Heflin
Cauthorn	Howard
Celaya	Howington
Chambers	Hull
Clark	Hunt
Cleveland	Isaacks
Cockrell	Johnson of Ellis
Coleman	Johnson of Tarrant
Colquitt	Keith
Colson, Mrs.	Kennedy
Cornett	Kern
Corry	Kerr
Crossley	Kersey
Daniel	Kinard
Davis of Jasper	King
Davis of Upshur	Langdon
Dean	Lehman
Derden	Leonard
Dickison	Leyendecker
Dickson	Little

Lock	Russell
Loggins	Segrist
London	Skiles
Mays	Smith of Frio
McAlister	Smith of Hopkins
McDaniel	Smith
McDonald	of Matagorda
McMurry	Spencer
McNamara	Stinson
Mohrmann	Stoll
Monkhouse	Talbert
Montgomery	Taylor
Morris	Tennant
Newell	Thornberry
Nicholson	Thornton
Oliver	Turner
Pace	Vale
Petsch	Vint
Pevehouse	Voigt
Piner	Waggoner
Pope	Weldon
Ragsdale	Wells
Reader of Erath	Westbrook
Reaves	White
Reed	Wilson
Rhodes	Winfree
Riviere	Wood
Roach	Worley
Roberts	Wright
Robinson	

Absent

Brown	McFarland
of Nacogdoches	Reader of Bexar
Bundy	Schuenemann
Dwyer	Shell
Holland	Tarwater

Absent—Excused

Hartzog

HOUSE BILL NO. 1005 ON THIRD READING

Mr. Cornett moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1005 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—136

Allen	Boethel
Allison	Bond
Alsup	Boyd
Anderson	Boyer
Bailey	Bradbury
Baker	Bradford
of Fort Bend	Bray
Baker of Grayson	Bridgers
Bell	Broadfoot
Blankenship	Brown of Cherokee

Brown	Loggins
of Nacogdoches	London
Burkett	Mays
Burney	McAlister
Cauthorn	McDaniel
Celaya	McDonald
Chambers	McFarland
Clark	McMurry
Cleveland	McNamara
Cockrell	Mohrmann
Coleman	Monkhouse
Colquitt	Montgomery
Colson, Mrs.	Morris
Cornett	Newell
Corry	Nicholson
Crossley	Oliver
Daniel	Pace
Davis of Jasper	Petsch
Davis of Upshur	Pevehouse
Dean	Piner
Dickson	Ragsdale
Dickson	Reader of Bexar
Dowell	Reader of Erath
Faulkner	Reaves
Felty	Reed
Ferguson	Rhodes
Fielden	Riviere
Fuchs	Roach
Gilmer	Roberts
Gordon, Mrs.	Robinson
Hale	Russell
Hamilton	Segrist
Hardeman	Skiles
Hardin	Smith of Frio
Harp	Smith of Hopkins
Harper	Smith
Harrell of Bastrop	of Matagorda
Harrell of Lamar	Spencer
Harris	Stinson
Heflin	Stoll
Howard	Talbert
Howington	Taylor
Hull	Tennant
Hunt	Thornberry
Isaacks	Thornton
Johnson of Ellis	Turner
Johnson of Tarrant	Vale
Keith	Vint
Kennedy	Voigt
Kern	Waggoner
Kerr	Weldon
Kersey	Wells
Kinard	Westbrook
King	White
Langdon	Wilson
Lehman	Winfree
Leonard	Wood
Leyendecker	Worley
Little	Wright
Lock	
	Absent
Bundy	Donaghey
Derden	Dwyer

Galbreath	Pope
Goodman	Schuenemann
Hankamer	Shell
Holland	Tarwater

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1005 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—136

Allen	Fuchs
Allison	Gilmer
Alsup	Gordon, Mrs.
Anderson	Hale
Bailey	Hamilton
Baker	Hardeman
of F <sup>r</sup> t Bend	Hardin
Baker of Grayson	Harp
Bell	Harper
Blankenship	Harrell of Bastrop
Boethel	Harrell of Lamar
Bond	Harris
Boyd	Heflin
Boyer	Howard
Bradbury	Howington
Bradford	Hull
Bray	Hunt
Bridgers	Isaacks
Broadfoot	Johnson of Ellis
Brown of Cherokee	Johnson of Tarrant
Brown	Keith
of Nacogdoches	Kennedy
Burkett	Kern
Burney	Kerr
Cauthorn	Kersey
Celaya	Kinard
Chambers	King
Clark	Langdon
Cleveland	Lehman
Cockrell	Leonard
Coleman	Leyendecker
Colquitt	Little
Colson, Mrs.	Lock
Cornett	Loggins
Corry	London
Crossley	Mays
Daniel	McAlister
Davis of Jasper	McDaniel
Davis of Upshur	McDonald
Dean	McFarland
Dickson	McMurry
Dickson	McNamara
Dowell	Mohrmann
Faulkner	Monkhouse
Felty	Montgomery
Ferguson	Morris
Fielden	Newell

Nicholson	Spencer
Oliver	Stinson
Pace	Stoll
Petsch	Talbert
Pevehouse	Taylor
Piner	Tennant
Ragsdale	Thornberry
Reader of Bexar	Thornton
Reader of Erath	Turner
Reaves	Vale
Reed	Vint
Rhodes	Voigt
Riviere	Waggoner
Roach	Weldon
Roberts	Wells
Robinson	Westbrook
Russell	White
Segrist	Wilson
Skiles	Winfree
Smith of Frio	Wood
Smith of Hopkins	Worley
Smith of Matagorda	Wright

Absent

Bundy	Hankamer
Derden	Holland
Donaghey	Pope
Dwyer	Schuenemann
Galbreath	Shell
Goodman	Tarwater

Absent—Excused

Hartzog

HOUSE BILL NO. 1009 ON THIRD  
READING

Mr. Felty moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1009 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen	Bray
Allison	Bridgers
Alsup	Broadfoot
Anderson	Brown of Cherokee
Baker	Brown of Nacogdoches
of Fort Bend	
Baker of Grayson	Bundy
Bell	Burkett
Blankenship	Burney
Boethel	Cauthorn
Bond	Celaya
Boyd	Chambers
Boyer	Clark
Bradbury	Cleveland
Bradford	Cockrell

Coleman	McDaniel
Colquitt	McDonald
Colson, Mrs.	McFarland
Cornett	McMurry
Corry	McNamara
Crossley	Mohrmann
Daniel	Monkhouse
Davis of Jasper	Montgomery
Davis of Upshur	Morris
Dean	Newell
Derden	Nicholson
Dickison	Oliver
Dickson	Pace
Dowell	Petsch
Faulkner	Pevehouse
Felty	Piner
Ferguson	Pope
Fielden	Ragsdale
Fuchs	Reader of Bexar
Galbreath	Reader of Erath
Gilmer	Reaves
Goodman	Reed
Gordon, Mrs.	Rhodes
Hale	Riviere
Hamilton	Roach
Hankamer	Roberts
Hardeman	Robinson
Hardin	Russell
Harp	Segrist
Harper	Skiles
Harrell of Bastrop	Smith of Frio
Harrell of Lamar	Smith of Hopkins
Harris	Smith of Matagorda
Heflin	Spencer
Howard	Stinson
Howington	Stoll
Hull	Talbert
Hunt	Tarwater
Isaacks	Taylor
Johnson of Ellis	Tennant
Johnson of Tarrant	Thornberry
Keith	Thornton
Kennedy	Turner
Kern	Vale
Kerr	Vint
Kersey	Voigt
Kinard	Waggoner
King	Weldon
Langdon	Wells
Lehman	Westbrook
Leonard	White
Leyendecker	Wilson
Little	Winfree
Lock	Wood
Loggins	Worley
London	Wright
Mays	
McAlister	

Absent

Bailey	Holland
Donaghey	Schuenemann
Dwyer	Shell

## Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1009 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—142

Allen	Gordon, Mrs.
Allison	Hale
Alsup	Hamilton
Anderson	Hankamer
Baker	Hardeman
of Fort Bend	Hardin
Baker of Grayson	Harp
Bell	Harper
Blankenship	Harrell of Bastrop
Boethel	Harrell of Lamar
Bond	Harris
Boyd	Heflin
Boyer	Howard
Bradbury	Howington
Bradford	Hull
Bray	Hunt
Bridgers	Isaacks
Broadfoot	Johnson of Ellis
Brown of Cherokee	Johnson of Tarrant
Brown	Keith
of Nacogdoches	Kennedy
Bundy	Kern
Burkett	Kerr
Burney	Kersey
Cauthorn	Kinard
Celaya	King
Chambers	Langdon
Clark	Lehman
Cleveland	Leonard
Cockrell	Leyendecker
Coleman	Little
Colquitt	Lock
Colson, Mrs.	Loggins
Cornett	London
Corry	Mays
Crossley	McAlister
Daniel	McDaniel
Davis of Jasper	McDonald
Davis of Upshur	McFarland
Dean	McMurry
Derden	McNamara
Dickison	Mohrmann
Dickson	Monkhouse
Dowell	Montgomery
Faulkner	Morris
Felty	Newell
Ferguson	Nicholson
Fielden	Oliver
Fuchs	Pace
Galbreath	Petsch
Gilmer	Pevehouse
Goodman	Piner

Pope	Talbert
Ragsdale	Tarwater
Reader of Bexar	Taylor
Reader of Erath	Tennant
Reaves	Thornberry
Reed	Thornton
Rhodes	Turner
Riviere	Vale
Roach	Vint
Roberts	Voigt
Robinson	Waggoner
Russell	Weldon
Segrist	Wells
Skiles	Westbrook
Smith of Frio	White
Smith of Hopkins	Wilson
Smith	Winfree
of Matagorda	Wood
Spencer	Worley
Stinson	Wright
Stoll	

## Absent

Bailey	Holland
Donaghey	Schuenemann
Dwyer	Shell

## Absent—Excused

Hartzog

## HOUSE BILL NO. 1024 ON THIRD READING

Mr. Galbreath moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1024 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—135

Allen	Burney
Allison	Cauthorn
Alsup	Celaya
Anderson	Chambers
Bailey	Clark
Baker of Grayson	Cleveland
Bell	Cockrell
Blankenship	Coleman
Boethel	Colquitt
Bond	Colson, Mrs.
Boyd	Cornett
Boyer	Corry
Bradbury	Crossley
Bradford	Daniel
Bray	Davis of Jasper
Bridgers	Davis of Upshur
Broadfoot	Dean
Brown of Cherokee	Derden
Bundy	Dickison
Burkett	Dickson

Donaghey	Mohrmann
Dowell	Monkhouse
Faulkner	Montgomery
Felty	Morris
Ferguson	Newell
Fielden	Nicholson
Fuchs	Oliver
Galbreath	Pace
Gilmer	Petsch
Goodman	Pevehouse
Gordon, Mrs.	Piner
Hale	Pope
Hamilton	Ragsdale
Hardeman	Reader of Bexar
Hardin	Reader of Erath
Harp	Reed
Harper	Rhodes
Harrell of Bastrop	Riviere
Harrell of Lamar	Roach
Harris	Roberts
Howard	Robinson
Howington	Russell
Hunt	Segrist
Isaacks	Skiles
Johnson of Ellis	Smith of Frio
Johnson of Tarrant	Smith of Hopkins
Keith	Spencer
Kennedy	Stoll
Kern	Talbert
Kerr	Taylor
Kersey	Tennant
Kinard	Thornberry
King	Thornton
Langdon	Turner
Lehman	Vale
Leonard	Vint
Leyendecker	Voigt
Little	Waggoner
Lock	Weldon
Loggins	Wells
London	Westbrook
Mays	White
McAlister	Wilson
McDaniel	Winfree
McDonald	Wood
McFarland	Worley
McMurry	Wright
McNamara	

Absent

Baker	Hull
of Fort Bend	Reaves
Brown	Schuenemann
of Nacogdoches	Shell
Dwyer	Smith
Hankamer	of Matagorda
Heflin	Stinson
Holland	Tarwater

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1024 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—135

Allen	Harp
Allison	Harper
Alsup	Harrell of Bastrop
Anderson	Harrell of Lamar
Bailey	Harris
Baker of Grayson	Howard
Bell	Howington
Blankenship	Hunt
Boethel	Isaacks
Bond	Johnson of Ellis
Boyd	Johnson of Tarrant
Boyer	Keith
Bradbury	Kennedy
Bradford	Kern
Bray	Kerr
Bridgers	Kersey
Broadfoot	Kinard
Brown of Cherokee	King
Bundy	Langdon
Burkett	Lehman
Burney	Leonard
Cauthorn	Leyendecker
Celaya	Little
Chambers	Lock
Clark	Loggins
Cleveland	London
Cockrell	Mays
Coleman	McAlister
Colquitt	McDaniel
Colson, Mrs.	McDonald
Cornett	McFarland
Corry	McMurry
Crossley	McNamara
Daniel	Mohrmann
Davis of Jasper	Monkhouse
Davis of Upshur	Montgomery
Dean	Morris
Derden	Newell
Dickison	Nicholson
Dickson	Oliver
Donaghey	Pace
Dowell	Pevehouse
Faulkner	Petsch
Felty	Piner
Ferguson	Pope
Fielden	Ragsdale
Fuchs	Reader of Bexar
Galbreath	Reader of Erath
Gilmer	Reed
Goodman	Rhodes
Gordon, Mrs.	Riviere
Hale	Roach
Hamilton	Roberts
Hardeman	Robinson
Hardin	Russell

Segrist	Vint
Skiles	Voigt
Smith of Frio	Waggoner
Smith of Hopkins	Weldon
Spencer	Wells
Stoll	Westbrook
Talbert	White
Taylor	Wilson
Tennant	Winfree
Thornberry	Wood
Thornton	Worley
Turner	Wright
Vale	

## Absent

Baker	Hull
of Fort Bend	Reaves
Brown	Schuenemann
of Nacogdoches	Shell
Dwyer	Smith
Hankamer	of Matagorda
Heflin	Stinson
Holland	Tarwater

## Absent—Excused

Hartzog

## HOUSE BILL NO. 1046 ON THIRD READING

Mr. Bradbury moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1046 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—140

Allen	Celaya
Allison	Chambers
Alsup	Clark
Anderson	Cleveland
Bailey	Cockrell
Baker	Coleman
of Fort Bend	Colquitt
Baker of Grayson	Colson, Mrs.
Bell	Cornett
Blankenship	Corry
Boethel	Crossley
Bond	Daniel
Boyd	Davis of Jasper
Boyer	Davis of Upshur
Bradbury	Dean
Bradford	Derden
Bray	Dickison
Bridgers	Dickson
Broadfoot	Dowell
Brown of Cherokee	Faulkner
Burkett	Felty
Burney	Ferguson
Cauthorn	Fielden

Fuchs	Newell
Galbreath	Nicholson
Gilmer	Oliver
Goodman	Pace
Gordon, Mrs.	Petsch
Hale	Pevehouse
Hamilton	Piner
Hankamer	Pope
Hardeman	Ragsdale
Hardin	Reader of Bexar
Harp	Reader of Erath
Harper	Reaves
Harrell of Bastrop	Reed
Harrell of Lamar	Rhodes
Harris	Riviere
Howard	Roach
Howington	Roberts
Hull	Robinson
Hunt	Russell
Isaacks	Segrist
Johnson of Ellis	Skiles
Johnson of Tarrant	Smith of Frio
Keith	Smith of Hopkins
Kennedy	Smith
Kern	of Matagorda
Kerr	Spencer
Kersey	Stinson
Kinard	Stoll
King	Talbert
Langdon	Tarwater
Lehman	Taylor
Leonard	Tennant
Leyendecker	Thornberry
Little	Thornton
Lock	Turner
Loggins	Vale
London	Vint
Mays	Voigt
McAlister	Waggoner
McDaniel	Weldon
McDonald	Wells
McFarland	Westbrook
McMurry	White
McNamara	Wilson
Mohrmann	Winfree
Monkhouse	Wood
Montgomery	Worley
Morris	Wright

## Absent

Brown	Heflin
of Nacogdoches	Holland
Bundy	Schuenemann
Donaghey	Shell
Dwyer	

## Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1046 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—140

Allen	Harrell of Bastrop
Allison	Harrell of Lamar
Alsup	Harris
Anderson	Howard
Bailey	Howington
Baker	Hull
of Fort Bend	Hunt
Baker of Grayson	Isaacks
Bell	Johnson of Ellis
Blankenship	Johnson of Tarrant
Boethel	Keith
Bond	Kennedy
Boyd	Kern
Boyer	Kerr
Bradbury	Kersey
Bradford	Kinard
Bray	King
Bridgers	Langdon
Broadfoot	Lehman
Brown of Cherokee	Leonard
Burkett	Leyendecker
Burney	Little
Cauthorn	Lock
Celaya	Loggins
Chambers	London
Clark	Mays
Cleveland	McAlister
Cockrell	McDaniel
Coleman	McDonald
Colquitt	McFarland
Colson, Mrs.	McMurry
Cornett	McNamara
Corry	Mohrmann
Crossley	Monkhouse
Daniel	Montgomery
Davis of Jasper	Morris
Davis of Upshur	Newell
Dean	Nicholson
Derden	Oliver
Dickison	Pace
Dickson	Petsch
Dowell	Pevehouse
Faulkner	Piner
Felty	Pope
Ferguson	Ragsdale
Fielden	Reader of Bexar
Fuchs	Reader of Erath
Galbreath	Reaves
Gilmer	Reed
Goodman	Rhodes
Gordon, Mrs.	Riviere
Hale	Roach
Hamilton	Roberts
Hankamer	Robinson
Hardeman	Russell
Hardin	Segrist
Harp	Skiles
Harper	Smith of Frio

Smith of Hopkins	Vale
Smith	Vint
of Matagorda	Voigt
Spencer	Waggoner
Stinson	Weldon
Stoll	Wells
Talbert	Westbrook
Tarwater	White
Taylor	Wilson
Tennant	Winfree
Thornberry	Wood
Thornton	Worley
Turner	Wright

Absent

Brown	Heflin
of Nacogdoches	Holland
Bundy	Schuenemann
Donaghey	Shell
Dwyer	

Absent—Excused

Hartzog

HOUSE BILL NO. 1050 ON THIRD READING

Mr. Leonard moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1050 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—135

Allen	Cockrell
Allison	Coleman
Alsup	Colquitt
Anderson	Colson, Mrs.
Bailey	Cornett
Baker	Corry
of Fort Bend	Crossley
Baker of Grayson	Daniel
Bell	Davis of Jasper
Blankenship	Davis of Upshur
Boethel	Dean
Bond	Derden
Boyd	Dickison
Boyer	Dickson
Bradbury	Dowell
Bradford	Faulkner
Bray	Felty
Bridgers	Ferguson
Broadfoot	Fielden
Brown of Cherokee	Galbreath
Burkett	Gilmer
Burney	Goodman
Cauthorn	Gordon, Mrs.
Celaya	Hale
Chambers	Hamilton
Clark	Hardeman
Cleveland	Hardin

Harp	Pevehouse	Bailey	Kerr
Harper	Piner	Baker	Kersey
Harrell of Bastrop	Pope	of Fort Bend	Kinard
Harrell of Lamar	Reader of Erath	Baker of Grayson	King
Harris	Reaves	Bell	Langdon
Hartzog	Reed	Blankenship	Lehman
Howington	Rhodes	Boethel	Leonard
Hull	Riviere	Bond	Leyendecker
Hunt	Roach	Boyd	Little
Isaacks	Roberts	Boyer	Lock
Johnson of Ellis	Robinson	Bradbury	Loggins
Johnson of Tarrant	Russell	Bradford	London
Kennedy	Segrist	Bray	Mays
Kern	Skiles	Bridgers	McAlister
Kerr	Smith of Frio	Broadfoot	McDaniel
Kersey	Smith of Hopkins	Brown of Cherokee	McDonald
Kinard	Smith	Burkett	McFarland
King	of Matagorda	Burney	McMurry
Langdon	Spencer	Cauthorn	McNamara
Lehman	Stinson	Celaya	Mohrmann
Leonard	Stoll	Chambers	Monkhouse
Leyendecker	Talbert	Clark	Montgomery
Little	Tarwater	Cleveland	Morris
Lock	Thornberry	Cockrell	Newell
Loggins	Taylor	Coleman	Nicholson
London	Tennant	Colquitt	Oliver
Mays	Thornton	Colson, Mrs.	Pace
McAlister	Turner	Cornett	Petsch
McDaniel	Vale	Corry	Pevehouse
McDonald	Vint	Crossley	Piner
McFarland	Voigt	Daniel	Pope
McMurry	Waggoner	Davis of Jasper	Reader of Erath
McNamara	Weldon	Davis of Upshur	Reaves
Mohrmann	Wells	Dean	Reed
Monkhouse	Westbrook	Derden	Rhodes
Montgomery	White	Dickison	Riviere
Morris	Wilson	Dickson	Roach
Newell	Winfree	Dowell	Roberts
Nicholson	Wood	Faulkner	Robinson
Oliver	Worley	Felty	Russell
Pace	Wright	Ferguson	Segrist
Petsch		Fielden	Skiles
	Absent	Galbreath	Smith of Frio
Brown	Heflin	Gilmer	Smith of Hopkins
of Nacogdoches	Holland	Goodman	Smith
Bundy	Keith	Gordon, Mrs.	of Matagorda
Donaghey	Ragsdale	Hale	Spencer
Dwyer	Reader of Bexar	Hamilton	Stinson
Fuchs	Schuenemann	Hardeman	Stoll
Hankamer	Shell	Hardin	Talbert
	Absent—Excused	Harp	Tarwater
Hartzog		Harper	Taylor
		Harrell of Bastrop	Tennant
		Harrell of Lamar	Thornberry
		Harris	Thornton
		Howard	Turner
		Howington	Vale
		Hull	Vint
		Hunt	Voigt
		Isaacks	Waggoner
		Johnson of Ellis	Weldon
		Johnson of Tarrant	Wells
		Kennedy	Westbrook
		Kern	White
Allen	Alsup		
Allison	Anderson		

The Speaker then laid House Bill No. 1050 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—135

Wilson  
Winfree  
Wood

Worley  
Wright

Absent

Brown	Heflin
of Nacogdoches	Holland
Bundy	Keith
Donaghey	Ragsdale
Dwyer	Reader of Bexar
Fuchs	Schuenemann
Hankamer	Shell

Absent—Excused

Howard

HOUSE BILL NO. 1057 ON THIRD READING

Mr. Stinson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1057 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—132

Allen	Davis of Upshur
Allison	Dean
Alsup	Derden
Anderson	Dickison
Bailey	Dickson
Baker	Dowell
of Fort Bend	Faulkner
Baker of Grayson	Felty
Bell	Ferguson
Blankenship	Fielden
Boethel	Fuchs
Bond	Galbreath
Boyd	Goodman
Boyer	Gordon, Mrs.
Bradbury	Hale
Bradford	Hamilton
Bray	Hardeman
Bridgers	Hardin
Broadfoot	Harp
Brown of Cherokee	Harper
Bundy	Harrell of Lamar
Burkett	Harris
Burney	Howard
Cauthorn	Howington
Celaya	Hull
Clark	Hunt
Cleveland	Isaacks
Cockrell	Johnson of Ellis
Coleman	Johnson of Tarrant
Colquitt	Keith
Cornett	Kennedy
Corry	Kern
Crossley	Kerr
Daniel	Kersey
Davis of Jasper	Kinard

King	Roach
Langdon	Roberts
Lehman	Robinson
Leonard	Russell
Little	Segrist
Lock	Skiles
Loggins	Smith of Frio
London	Smith of Hopkins
Mays	Smith
McAlister	of Matagorda
McDaniel	Spencer
McDonald	Stinson
McFarland	Stoll
McMurry	Talbert
McNamara	Taylor
Mohrmann	Tennant
Monkhouse	Thornberry
Montgomery	Thornton
Morris	Turner
Newell	Vale
Nicholson	Vint
Oliver	Voigt
Pace	Waggoner
Petsch	Weldon
Pevehouse	Wells
Piner	Westbrook
Ragsdale	White
Reader of Erath	Wilson
Reaves	Winfree
Reed	Wood
Rhodes	Worley
Riviere	Wright

Nays—1

Colson, Mrs.

Present—Not Voting

Brown  
of Nacogdoches

Absent

Chambers	Holland
Donaghey	Leyendecker
Dwyer	Pope
Gilmer	Reader of Bexar
Hankamer	Schuenemann
Harrell of Bastrop	Shell
Heflin	Tarwater

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1057 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—132

Allen	Bailey
Allison	Baker
Alsup	of Fort Bend
Anderson	Baker of Grayson

Bell	Langdon
Blankenship	Lehman
Boethel	Leonard
Bond	Little
Boyd	Lock
Boyer	Loggins
Bradbury	London
Bradford	Mays
Bray	McAlister
Bridgers	McDaniel
Broadfoot	McDonald
Brown of Cherokee	McFarland
Bundy	McMurry
Burkett	McNamara
Burney	Mohrmann
Cauthorn	Monkhouse
Celaya	Montgomery
Clark	Morris
Cleveland	Newell
Cockrell	Nicholson
Coleman	Oliver
Colquitt	Pace
Cornett	Petsch
Corry	Pevehouse
Crossley	Piner
Daniel	Ragsdale
Davis of Jasper	Reader of Erath
Davis of Upshur	Reaves
Dean	Reed
Derden	Rhodes
Dickison	Riviere
Dickson	Roach
Dowell	Roberts
Faulkner	Robinson
Felty	Russell
Ferguson	Segrist
Fielden	Skiles
Fuchs	Smith of Frio
Galbreath	Smith of Hopkins
Goodman	Smith
Gordon, Mrs.	of Matagorda
Hale	Spencer
Hamilton	Stinson
Hardeman	Stoll
Hardin	Talbert
Harp	Taylor
Harper	Tennant
Harrell of Lamar	Thornberry
Harris	Thornton
Howard	Turner
Howington	Vale
Hull	Vint
Hunt	Voigt
Isaacks	Waggoner
Johnson of Ellis	Weldon
Johnson of Tarrant	Wells
Keith	Westbrook
Kennedy	White
Kern	Wilson
Kerr	Winfree
Kersey	Wood
Kinard	Worley
King	Wright

## Nays—1

Colson, Mrs.

## Present—Not Voting

Brown  
of Nacogdoches

## Absent

Chambers	Holland
Donaghey	Leyendecker
Dwyer	Pope
Gilmer	Reader of Bexar
Hankamer	Schuenemann
Harrell of Bastrop	Shell
Heflin	Tarwater

## Absent—Excused

Hartzog

HOUSE BILL NO. 1058 ON THIRD  
READING

Mr. Kinard moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1058 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—139

Allen	Cockrell
Allison	Coleman
Alsup	Colquitt
Anderson	Colson, Mrs.
Bailey	Cornett
Baker	Corry
of Fort Bend	Crossley
Baker of Grayson	Daniel
Bell	Davis of Jasper
Blankenship	Davis of Upshur
Boethel	Dean
Bond	Derden
Boyd	Dickison
Boyer	Dickson
Bradbury	Dowell
Bradford	Faulkner
Bray	Ferguson
Bridgers	Fielden
Broadfoot	Fuchs
Brown of Cherokee	Galbreath
Brown	Gilmer
of Nacogdoches	Goodman
Bundy	Gordon, Mrs.
Burkett	Hale
Burney	Hamilton
Cauthorn	Hardeman
Celaya	Hardin
Chambers	Harp
Clark	Harper
Cleveland	Harrell of Bastrop

Harrell of Lamar	Piner	Bailey	Johnson of Ellis
Harris	Pope	Baker	Johnson of Tarrant
Howard	Ragsdale	of Fort Bend	Keith
Howington	Reader of Bexar	Baker of Grayson	Kennedy
Hull	Reader of Erath	Bell	Kern
Hunt	Reaves	Blankenship	Kerr
Isaacks	Reed	Boethel	Kersey
Johnson of Ellis	Rhodes	Bond	Kinard
Johnson of Tarrant	Riviere	Boyd	King
Keith	Roach	Boyer	Langdon
Kennedy	Roberts	Bradbury	Lehman
Kern	Robinson	Bradford	Leonard
Kerr	Russell	Bray	Leyendecker
Kersey	Segrist	Bridgers	Little
Kinard	Skiles	Broadfoot	Lock
King	Smith of Frio	Brown of Cherokee	Loggins
Langdon	Smith of Hopkins	Brown	London
Lehman	Smith	of Nacogdoches	Mays
Leonard	of Matagorda	Bundy	McAlister
Leyendecker	Spencer	Burkett	McDaniel
Little	Stinson	Burney	McDonald
Lock	Stoll	Cauthorn	McFarland
Loggins	Talbert	Celaya	McMurry
London	Tarwater	Chambers	McNamara
Mays	Taylor	Clark	Mohrmann
McAlister	Tennant	Cleveland	Monkhouse
McDaniel	Thornberry	Cockrell	Montgomery
McDonald	Thornton	Coleman	Morris
McFarland	Turner	Colquitt	Newell
McMurry	Vale	Colson, Mrs.	Nicholson
McNamara	Vint	Cornett	Oliver
Mohrmann	Voigt	Corry	Pace
Monkhouse	Waggoner	Crossley	Petsch
Montgomery	Weldon	Daniel	Pevehouse
Morris	Wells	Davis of Jasper	Piner
Newell	White	Davis of Upshur	Pope
Nicholson	Wilson	Dean	Ragsdale
Oliver	Winfree	Derden	Reader of Bexar
Pace	Wood	Dickison	Reader of Erath
Petsch	Worley	Dickson	Reaves
Pevehouse	Wright	Dowell	Reed
		Faulkner	Rhodes
		Ferguson	Riviere
		Fielden	Roach
		Fuchs	Roberts
		Galbreath	Robinson
		Gilmer	Russell
		Goodman	Segrist
		Gordon, Mrs.	Skiles
		Hale	Smith of Frio
		Hamilton	Smith of Hopkins
		Hardeman	Smith
		Hardin	of Matagorda
		Harp	Spencer
		Harper	Stinson
		Harrell of Bastrop	Stoll
		Harrell of Lamar	Talbert
		Harris	Tarwater
		Howard	Taylor
		Howington	Tennant
		Hull	Thornberry
		Hunt	Thornton
		Isaacks	Turner

Present—Not Voting

Westbrook

Absent

Donaghey	Heflin
Dwyer	Holland
Felty	Schuenemann
Hankamer	Shell

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1058 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—139

Allen	Alsup
Allison	Anderson

Vale	White
Vint	Wilson
Voigt	Winfree
Waggoner	Wood
Weldon	Worley
Wells	Wright

Present—Not Voting

Westbrook

Absent

Donaghey	Heflin
Dwyer	Holland
Felty	Schuenemann
Hankamer	Shell

Absent—Excused

Hartzog

## HOUSE BILL NO. 1062 ON THIRD READING

Mr. Fielden moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House bill No. 1062 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—140

Allen	Colquitt
Allison	Colson, Mrs.
Alsup	Cornett
Anderson	Corry
Bailey	Crossley
Baker	Daniel
of Fort Bend	Davis of Jasper
Baker of Grayson	Davis of Upshur
Bell	Dean
Blankenship	Derden
Boethel	Dickison
Bond	Dickson
Boyd	Dowell
Boyer	Faulkner
Bradbury	Felty
Bradford	Ferguson
Bray	Fielden
Bridgers	Fuchs
Broadfoot	Galbreath
Brown of Cherokee	Gilmer
Brown	Goodman
of Nacogdoches	Gordon, Mrs.
Burkett	Hale
Burney	Hamilton
Cauthorn	Hankamer
Celaya	Hardeman
Chambers	Hardin
Clark	Harp
Cleveland	Harper
Cockrell	Harrell of Bastrop
Coleman	Harrell of Lamar

Harris	Piner
Heflin	Ragsdale
Holland	Reader of Bexar
Howard	Reader of Erath
Howington	Reaves
Hunt	Reed
Isaacks	Rhodes
Johnson of Ellis	Riviere
Johnson of Tarrant	Roach
Keith	Roberts
Kennedy	Robinson
Kern	Russell
Kerr	Segrist
Kersey	Skiles
Kinard	Smith of Frio
King	Smith of Hopkins
Langdon	Smith
Lehman	of Matagorda
Leonard	Spencer
Leyendecker	Stinson
Little	Stoll
Lock	Talbert
Loggins	Tarwater
London	Taylor
Mays	Tennant
McAlister	Thornberry
McDaniel	Thornton
McDonald	Turner
McFarland	Vale
McMurry	Vint
McNamara	Voigt
Mohrmann	Waggoner
Monkhouse	Weldon
Montgomery	Wells
Morris	White
Newell	Wilson
Nicholson	Winfree
Oliver	Wood
Pace	Worley
Petsch	Wright
Pevehouse	

Present—Not Voting

Westbrook

Absent

Bundy	Pope
Donaghey	Schuenemann
Dwyer	Shell
Hull	

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1062 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—140

Allen	Alsup
Allison	Anderson

Bailey  
 Baker  
     of Fort Bend  
 Baker of Grayson  
 Bell  
 Blankenship  
 Boethel  
 Bond  
 Boyd  
 Boyer  
 Bradbury  
 Bradford  
 Bray  
 Bridgers  
 Broadfoot  
 Brown of Cherokee  
 Brown  
     of Nacogdoches  
 Burkett  
 Burney  
 Cauthorn  
 Celaya  
 Chambers  
 Clark  
 Cleveland  
 Cockrell  
 Coleman  
 Colquitt  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Derden  
 Dickison  
 Dickson  
 Dowell  
 Faulkner  
 Felty  
 Ferguson  
 Fielden  
 Fuchs  
 Galbreath  
 Gilmer  
 Goodman  
 Gordon, Mrs.  
 Hale  
 Hamilton  
 Hankamer  
 Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Heflin  
 Holland  
 Howard  
 Howington

Hunt  
 Isaacks  
 Johnson of Ellis  
 Johnson of Tarrant  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Ragsdale  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Segrist  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
     of Matagorda  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Thornton

Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 White  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Present—Not Voting

Westbrook

Absent

Bundy  
 Donaghey  
 Dwyer  
 Hull  
 Pope  
 Schuenemann  
 Shell

Absent—Excused

Hartzog

HOUSE BILL NO. 1059 ON THIRD READING

Mr. Monkhouse moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1059 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—136

Allen  
 Allison  
 Alsup  
 Anderson  
 Bailey  
 Baker  
     of Fort Bend  
 Baker of Grayson  
 Bell  
 Blankenship  
 Boethel  
 Bond  
 Boyd  
 Boyer  
 Bradbury  
 Bradford  
 Bray  
 Bridgers  
 Broadfoot  
 Brown of Cherokee  
 Brown  
     of Nacogdoches  
 Bundy  
 Burney  
 Cauthorn  
 Celaya  
 Chambers  
 Clark  
 Cleveland  
 Cockrell  
 Coleman  
 Colquitt  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Derden  
 Dickison  
 Dickson  
 Dowell  
 Faulkner  
 Ferguson  
 Fielden  
 Fuchs  
 Galbreath  
 Goodman  
 Gordon, Mrs.  
 Hale  
 Hamilton  
 Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Holland  
 Howard



White  
Wilson  
Wood

Worley  
Wright

Absent

Burkett  
Donaghey  
Dwyer  
Felty  
Gilmer  
Hankamer

Heflin  
Leyendecker  
Lock  
Schuenemann  
Shell  
Winfree

Absent—Excused

Hartzog

HOUSE BILL NO. 1063 ON THIRD  
READING

Mr. Ferguson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1063 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—141

Allen  
Allison  
Alsup  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Bell  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Broadfoot  
Brown of Cherokee  
Brown  
of Nacogdoches  
Bundy  
Burkett  
Burney  
Cauthorn  
Celaya  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colquitt  
Colson, Mrs.  
Cornett  
Corry  
Crossley

Daniel  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickison  
Dickson  
Dowell  
Faulkner  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Heflin  
Holland  
Howard  
Howington  
Hull  
Hunt  
Isaacks  
Johnson of Ellis  
Johnson of Tarrant  
Keith  
Kennedy

Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Bexar  
Reader of Erath  
Reaves

Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Anderson  
Donaghey  
Dwyer  
Felty

Hankamer  
Schuenemann  
Shell

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1063 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—141

Allen  
Allison  
Alsup  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Bell  
Blankenship

Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Broadfoot

Brown of Cherokee	Little
Brown	Lock
of Nacogdoches	Loggins
Bundy	London
Burkett	Mays
Burney	McAlister
Cauthorn	McDaniel
Celaya	McDonald
Chambers	McFarland
Clark	McMurry
Cleveland	McNamara
Cockrell	Mohrmann
Coleman	Monkhouse
Colquitt	Montgomery
Colson, Mrs.	Morris
Cornett	Newell
Corry	Nicholson
Crossley	Oliver
Daniel	Pace
Davis of Jasper	Petsch
Davis of Upshur	Pevehouse
Dean	Piner
Derden	Pope
Dickison	Ragsdale
Dickson	Reader of Bexar
Dowell	Reader of Erath
Faulkner	Reaves
Ferguson	Reed
Fielden	Rhodes
Fuchs	Riviere
Galbreath	Roach
Gilmer	Roberts
Goodman	Robinson
Gordon, Mrs.	Russell
Hale	Segrist
Hamilton	Skiles
Hardeman	Smith of Frio
Hardin	Smith of Hopkins
Harp	Smith
Harper	of Matagorda
Harrell of Bastrop	Spencer
Harrell of Lamar	Stinson
Harris	Stoll
Heflin	Talbert
Holland	Tarwater
Howard	Taylor
Howington	Tennant
Hull	Thornberry
Hunt	Thornton
Isaacks	Turner
Johnson of Ellis	Vale
Johnson of Tarrant	Vint
Keith	Voigt
Kennedy	Waggoner
Kern	Weldon
Kerr	Wells
Kersey	Westbrook
Kinard	White
King	Wilson
Langdon	Winfree
Lehman	Wood
Leonard	Worley
Leyendecker	Wright

## Absent

Anderson	Hankamer
Donaghey	Schuenemann
Dwyer	Shell
Felty	

## Absent—Excused

Hartzog

## HOUSE BILL NO. 1070 ON THIRD READING

Mr. Daniel moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1070 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—133

Allen	Dickson
Allison	Dowell
Alsup	Faulkner
Anderson	Ferguson
Bailey	Fielden
Baker	Fuchs
of Fort Bend	Galbreath
Baker of Grayson	Goodman
Blankenship	Gordon, Mrs.
Boethel	Hamilton
Bond	Hardeman
Boyd	Hardin
Boyer	Harp
Bradbury	Harper
Bradford	Harrell of Bastrop
Bray	Harrell of Lamar
Bridgers	Harris
Broadfoot	Heflin
Brown of Cherokee	Howard
Brown	Howington
of Nacogdoches	Hull
Bundy	Hunt
Burkett	Isaacks
Burney	Johnson of Ellis
Cauthorn	Johnson of Tarrant
Celaya	Keith
Chambers	Kennedy
Clark	Kern
Cleveland	Kerr
Cockrell	Kersey
Coleman	Kinard
Colquitt	King
Colson, Mrs.	Langdon
Cornett	Lehman
Corry	Leonard
Crossley	Little
Daniel	Lock
Davis of Jasper	Loggins
Davis of Upshur	London
Dean	Mays
Dickison	McAlister

McDaniel  
 McDonald  
 McFarland  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Piner  
 Pope  
 Ragsdale  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell

Segrist  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson  
 Wood  
 Worley  
 Wright

Absent

Bell  
 Derden  
 Donaghey  
 Dwyer  
 Felty  
 Gilmer  
 Hale  
 Hankamer

Holland  
 Leyendecker  
 Pevehouse  
 Schuenemann  
 Shell  
 Tarwater  
 Winfree

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1070 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—133

Allen  
 Allison  
 Alsup  
 Anderson  
 Bailey  
 Baker  
 of Fort Bend  
 Baker of Grayson  
 Blankenship  
 Boethel  
 Bond  
 Boyd  
 Boyer  
 Bradbury  
 Bradford

Bray  
 Bridgers  
 Broadfoot  
 Brown of Cherokee  
 Brown  
 of Nacogdoches  
 Bundy  
 Burkett  
 Burney  
 Cauthorn  
 Celaya  
 Chambers  
 Clark  
 Cleveland  
 Cockrell

Coleman  
 Colquitt  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Dickison  
 Dickson  
 Dowell  
 Faulkner  
 Ferguson  
 Fielden  
 Fuchs  
 Galbreath  
 Goodman  
 Gordon, Mrs.  
 Hamilton  
 Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Heflin  
 Howard  
 Howington  
 Hull  
 Hunt  
 Isaacks  
 Johnson of Ellis  
 Johnson of Tarrant  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel

McDonald  
 McFarland  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Piner  
 Pope  
 Ragsdale  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Segrist  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson  
 Wood  
 Worley  
 Wright

Absent

Bell  
 Derden  
 Donaghey  
 Dwyer  
 Felty  
 Gilmer  
 Hale  
 Hankamer

Holland  
 Leyendecker  
 Pevehouse  
 Schuenemann  
 Shell  
 Tennant  
 Winfree

Absent—Excused

Hartzog

HOUSE BILL NO. 1071 ON THIRD READING

Mr. Daniel moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1071 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—141

Allen	Ferguson
Allison	Fielden
Alsup	Fuchs
Anderson	Galbreath
Bailey	Gilmer
Baker	Goodman
of Fort Bend	Gordon, Mrs.
Baker of Grayson	Hamilton
Bell	Hardeman
Blankenship	Hardin
Boethel	Harp
Bond	Harper
Boyd	Harrell of Bastrop
Boyer	Harrell of Lamar
Bradbury	Harris
Bradford	Heflin
Bray	Holland
Bridgers	Howard
Broadfoot	Howington
Brown of Cherokee	Hull
Brown	Hunt
of Nacogdoches	Isaacks
Bundy	Johnson of Ellis
Burkett	Johnson of Tarrant
Burney	Keith
Cauthorn	Kennedy
Celaya	Kern
Chambers	Kerr
Clark	Kersey
Cleveland	Kinard
Cockrell	King
Coleman	Langdon
Colquitt	Lehman
Colson, Mrs.	Leonard
Cornett	Leyendecker
Corry	Little
Crossley	Lock
Daniel	Loggins
Davis of Jasper	London
Davis of Upshur	Mays
Dean	McAlister
Derden	McDaniel
Dickison	McDonald
Dickson	McFarland
Dowell	McMurry
Faulkner	McNamara
Felty	Mohrmann

Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Shell  
Skiles  
Smith of Frio

Smith of Hopkins  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Donaghey	Reader of Bexar
Dwyer	Segrist
Hale	Smith
Hankamer	of Matagorda

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1071 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—141

Allen	Bundy
Allison	Burkett
Alsup	Burney
Anderson	Cauthorn
Bailey	Celaya
Baker	Chambers
of Fort Bend	Clark
Baker of Grayson	Cleveland
Bell	Cockrell
Blankenship	Coleman
Boethel	Colquitt
Bond	Colson, Mrs.
Boyd	Cornett
Boyer	Corry
Bradbury	Crossley
Bradford	Daniel
Bray	Davis of Jasper
Bridgers	Davis of Upshur
Broadfoot	Dean
Brown of Cherokee	Derden
Brown	Dickison
of Nacogdoches	Dickson

Dowell	Monkhouse
Faulkner	Montgomery
Felty	Morris
Ferguson	Newell
Fielden	Nicholson
Fuchs	Oliver
Galbreath	Pace
Gilmer	Petsch
Goodman	Pevehouse
Gordon, Mrs.	Piner
Hamilton	Pope
Hardeman	Ragsdale
Hardin	Reader of Erath
Harp	Reaves
Harper	Reed
Harrell of Bastrop	Rhodes
Harrell of Lamar	Riviere
Harris	Roach
Heflin	Roberts
Holland	Robinson
Howard	Russell
Howington	Schuenemann
Hull	Shell
Hunt	Skiles
Isaacks	Smith of Frio
Johnson of Ellis	Smith of Hopkins
Johnson of Tarrant	Spencer
Keith	Stinson
Kennedy	Stoll
Kern	Talbert
Kerr	Tarwater
Kersey	Taylor
Kinard	Tennant
King	Thornberry
Langdon	Thornton
Lehman	Turner
Leonard	Vale
Leyendecker	Vint
Little	Voigt
Lock	Waggoner
Loggins	Weldon
London	Wells
Mays	Westbrook
McAlister	White
McDaniel	Wilson
McDonald	Winfree
McFarland	Wood
McMurry	Worley
McNamara	Wright
Mohrmann	

Absent

Donaghey	Reader of Bexar
Dwyer	Segrist
Hale	Smith
Hankamer	of Matagorda

Absent—Excused

Hartzog

HOUSE BILL NO. 1072 ON SECOND READING

Mr. Langdon moved that the constitutional rule, requiring bills to

be read on three several days, be suspended, and that House Bill No. 1072 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—140

Allen	Hamilton
Allison	Hardeman
Alsup	Hardin
Anderson	Harp
Bailey	Harper
Baker	Harrell of Bastrop
of Fort Bend	Harrell of Lamar
Baker of Grayson	Harris
Bell	Heflin
Blankenship	Holland
Boethel	Howard
Bond	Howington
Boyd	Hull
Boyer	Hunt
Bradbury	Isaacks
Bradford	Johnson of Ellis
Bray	Johnson of Tarrant
Bridgers	Keith
Broadfoot	Kennedy
Brown of Cherokee	Kern
Brown	Kerr
of Nacogdoches	Kersey
Bundy	Kinard
Burkett	King
Burney	Langdon
Cauthorn	Lehman
Celaya	Leonard
Chambers	Leyendecker
Clark	Little
Cleveland	Lock
Cockrell	Loggins
Coleman	London
Colquitt	Mays
Colson, Mrs.	McAlister
Cornett	McDaniel
Corry	McDonald
Crossley	McFarland
Daniel	McMurry
Davis of Jasper	McNamara
Davis of Upshur	Mohrmann
Dean	Monkhouse
Derden	Montgomery
Dickison	Morris
Dickson	Newell
Dowell	Nicholson
Faulkner	Oliver
Felty	Pace
Ferguson	Petsch
Fielden	Pevehouse
Fuchs	Piner
Galbreath	Pope
Gilmer	Ragsdale
Goodman	Reader of Bexar
Gordon, Mrs.	Reader of Erath
Hale	Reaves

Reed	Thornberry
Rhodes	Thornton
Riviere	Turner
Roach	Vale
Roberts	Vint
Russell	Voigt
Segrist	Waggoner
Skiles	Weldon
Smith of Frio	Wells
Smith of Hopkins	Westbrook
Spencer	White
Stinson	Wilson
Stoll	Winfree
Talbert	Wood
Taylor	Worley
Tennant	Wright

## Absent

Donaghey	Shell
Dwyer	Smith
Hankamer	of Matagorda
Robinson	Tarwater
Schuenemann	

## Absent—Excused

Hartzog

The Speaker then laid before the House, on its second reading passage to engrossment,

H. B. No. 1072, A bill to be entitled "An Act amending H. B. No. 813, making it unlawful to hunt, shoot, or kill any deer or wild turkey for a period of five years in Somervell, Coryell, Hamilton, Erath, Hood, and Johnson Counties, Texas; providing penalty therefor; and declaring an emergency."

The bill was read second time.

Mr. Langdon offered the following amendment to the bill:

Amend H. B. No. 1072 by adding an emergency clause.

The amendment was adopted.

H. B. No. 1072 was then passed to engrossment.

## HOUSE BILL NO. 1072 ON THIRD READING

The Speaker then laid House Bill No. 1072 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—140

Allen	Bailey
Allison	Baker
Alsup	of Fort Bend
Anderson	Baker of Grayson

Bell	Keith
Blankenship	Kennedy
Boethel	Kern
Bond	Kerr
Boyd	Kersey
Boyer	Kinard
Bradbury	King
Bradford	Langdon
Bray	Lehman
Bridgers	Leonard
Broadfoot	Leyendecker
Brown of Cherokee	Little
Brown of Nacogdoches	Lock
Bundy	Loggins
Burkett	London
Burney	Mays
Cauthorn	McAlister
Celaya	McDaniel
Chambers	McFarland
Clark	McMurry
Cleveland	McNamara
Cockrell	Mohrmann
Coleman	Monkhouse
Colquitt	Montgomery
Colson, Mrs.	Morris
Cornett	Newell
Corry	Nicholson
Crossley	Oliver
Daniel	Pace
Davis of Jasper	Petsch
Davis of Upshur	Pevehouse
Dean	Piner
Derden	Pope
Dickison	Ragsdale
Dickson	Reader of Bexar
Dowell	Reader of Erath
Faulkner	Reaves
Felty	Reed
Ferguson	Rhodes
Fielden	Riviere
Fuchs	Roach
Galbreath	Roberts
Gilmer	Russell
Goodman	Segrist
Gordon, Mrs.	Skiles
Hale	Smith of Frio
Hamilton	Smith of Hopkins
Hardeman	Spencer
Hardin	Stinson
Harp	Stoll
Harper	Talbert
Harrell of Bastrop	Taylor
Harrell of Lamar	Tennant
Harris	Thornberry
Heflin	Thornton
Holland	Turner
Howard	Vale
Howington	Vint
Hull	Voigt
Hunt	Waggoner
Isaacks	Weldon
Johnson of Ellis	Wells
Johnson of Tarrant	Westbrook

White  
Wilson  
Winfree

Wood  
Worley  
Wright

Absent

Dwyer  
Donaghey  
Hankamer  
Robinson  
Schuenemann

Shell  
Smith  
of Matagorda  
Tarwater

Absent—Excused

Hartzog

HOUSE BILL NO. 1045 ON THIRD READING

Mr. Cornett moved that the constitutional rule requiring bills to be read on three several days, be suspended, and that House Bill No. 1045 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—140

Allen	Daniel
Allison	Davis of Jasper
Alsup	Davis of Upshur
Anderson	Dean
Bailey	Derden
Baker	Dickison
of Fort Bend	Dowell
Baker of Grayson	Faulkner
Bell	Felty
Blankenship	Ferguson
Boethel	Fielden
Bond	Fuchs
Boyd	Galbreath
Boyer	Gilmer
Bradbury	Goodman
Bradford	Gordon, Mrs.
Bray	Hale
Bridgers	Hamilton
Broadfoot	Hankamer
Brown of Cherokee	Hardeman
Brown	Hardin
of Nacogdoches	Harp
Bundy	Harper
Burkett	Harrell of Bastrop
Burney	Harrell of Lamar
Cauthorn	Harris
Celaya	Heflin
Chambers	Holland
Clark	Howard
Cleveland	Howington
Cockrell	Hull
Coleman	Hunt
Colquitt	Isaacks
Colson, Mrs.	Johnson of Ellis
Cornett	Johnson of Tarrant
Corry	Keith
Crossley	Kennedy

Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Bexar  
Reader of Erath

Reaves  
Reed  
Rhodes  
Roach  
Roberts  
Robinson  
Russell  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Dickson

Absent

Donaghey	Schuenemann
Dwyer	Shell
Oliver	Smith
Riviere	of Matagorda

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1045 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—140

Allen	Blankenship
Allison	Boethel
Alsup	Bond
Anderson	Boyd
Bailey	Boyer
Baker	Bradbury
of Fort Bend	Bradford
Baker of Grayson	Bray
Bell	Bridgers



Schuenemann  
Shell  
Smith of Frio  
Stinson  
Taylor  
Tennant  
Thornton  
Turner  
Vale

Voigt  
Waggoner  
Wells  
White  
Wilson  
Winfree  
Wood  
Wright

Nays—39

Allison  
Anderson  
Baker  
of Fort Bend  
Baker of Grayson  
Boyd  
Bradbury  
Brown of Cherokee  
Cauthorn  
Cleveland  
Cornett  
Davis of Jasper  
Fielden  
Fuchs  
Galbreath  
Hamilton  
Hardin  
Harp  
Harris  
Holland  
Hunt

Keith  
Kennedy  
Kern  
Kerr  
Langdon  
McMurry  
Newell  
Pevehouse  
Roach  
Skiles  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stoll  
Talbert  
Tarwater  
Thornberry  
Weldon  
Worley

Present—Not Voting

Bridgers  
Brown  
of Nacogdoches  
Chambers  
Davis of Upshur

Dickison  
Howington  
Lock  
Westbrook

Absent

Burney  
Derden  
Dwyer  
Johnson of Tarrant

Oliver  
Reaves  
Segrist  
Vint

Absent—Excused

Hartzog

Question: Shall H. B. No. 1045 be passed?

House Bill No. 1045 was then passed by the following vote:

Yeas—134

Allison  
Alsop  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Blankenship

Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers

Brown of Cherokee  
Bundy  
Burkett  
Burney  
Cauthorn  
Celaya  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colquitt  
Colson, Mrs.  
Cornett  
Corry  
Crossley  
Daniel  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickison  
Dickson  
Donaghey  
Dowell  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Gordon, Mrs.  
Hale  
Hamilton  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Heflin  
Holland  
Howard  
Howington  
Hull  
Hunt  
Isaacks  
Johnson of Ellis  
Johnson of Tarrant  
Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman

Leonard  
Little  
Lock  
Loggins  
Mays  
McAlister  
McDaniel  
McDonald  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Bexar  
Reader of Erath  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Allen  
Anderson

Bell  
Boethel

Broadfoot	London
Brown	McFarland
of Nacogdoches	Reaves
Dwyer	Smith
Goodman	of Matagorda
Leyendecker	Wells

Absent—Excused

Hartzog

HOUSE BILL NO. 89 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 89, A bill to be entitled "An Act providing for declaratory judgments; specifying the situations to which the Act applies; providing for construction of contracts before breach; making the Act applicable to estates and fiduciary relationships; providing that enumerated powers shall not restrict general powers; vesting discretion in court in exercising powers conferred in this Act; providing for procedure and appeals, supplementary relief, jury trial of facts, and assessing costs; specifying parties who shall be affected; declaring the purpose of the Act, defining terms; providing for a short title, providing for severability of provisions, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 89 ON THRID READING

Mr. Hankamer moved that the constitutional rule, requiring bills to be read on three several days be suspended and that House Bill No. 89 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—136

Allen	Bond
Allison	Boyd
Alsup	Boyer
Anderson	Bradbury
Bailey	Bradford
Baker	Bray
of Fort Bend	Bridgers
Baker of Grayson	Broadfoot
Bell	Brown of Cherokee
Blankenship	Bundy
Boethel	Burkett

Burney	Lock
Cauthorn	Loggins
Celaya	London
Chambers	Mays
Clark	McAlister
Cleveland	McDaniel
Cockrell	McDonald
Coleman	McFarland
Colquitt	McMurry
Colson, Mrs.	McNamara
Cornett	Mohrmann
Corry	Montgomery
Crossley	Morris
Daniel	Newell
Davis of Jasper	Nicholson
Davis of Upshur	Oliver
Dean	Pace
Derden	Petsch
Dickison	Pevehouse
Dickson	Piner
Dowell	Pope
Faulkner	Ragsdale
Felty	Reader of Bexar
Ferguson	Reader of Erath
Fielden	Reaves
Fuchs	Reed
Galbreath	Rhodes
Goodman	Riviere
Gordon, Mrs.	Roach
Hale	Roberts
Hamilton	Robinson
Hankamer	Segrist
Hardeman	Skiles
Hardin	Smith of Frio
Harp	Smith of Hopkins
Harper	Smith
Harrell of Bastrop	of Matagorda
Harrell of Lamar	Spencer
Harris	Stinson
Heflin	Stoll
Howard	Talbert
Howington	Taylor
Hull	Tennant
Hunt	Thornberry
Isaacks	Thornton
Johnson of Ellis	Turner
Johnson of Tarrant	Vale
Keith	Vint
Kennedy	Voigt
Kern	Waggoner
Kersey	Weldon
Kinard	Wells
King	White
Langdon	Wilson
Lehman	Winfree
Leonard	Wood
Leyendecker	Worley
Little	Wright

Nays—2

Kerr Russell

Present—Not Voting

Brown	Westbrook
of Nacogdoches	

**Absent**

Donaghey            Monkhouse  
 Dwyer                Schuenemann  
 Gilmer                Shell  
 Holland               Tarwater

**Absent—Excused**

Hartzog

The Speaker then laid House Bill No. 89 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

**Yeas—139**

Allison	Galbreath
Alsup	Gilmer
Anderson	Gordon, Mrs.
Bailey	Hale
Baker	Hamilton
of Fort Bend	Hankamer
Baker of Grayson	Hardeman
Bell	Hardin
Blankenship	Harp
Boethel	Harper
Bond	Harrell of Bastrop
Boyer	Harrell of Lamar
Bradbury	Harris
Bradford	Heflin
Bray	Holland
Bridgers	Howard
Broadfoot	Howington
Brown of Cherokee	Hull
Brown	Hunt
of Nacogdoches	Isaacks
Bundy	Johnson of Ellis
Burkett	Johnson of Tarrant
Burney	Keith
Cauthorn	Kennedy
Celaya	Kern
Chambers	Kersey
Clark	Kinard
Cleveland	King
Cockrell	Langdon
Coleman	Lehman
Colquitt	Leonard
Colson, Mrs.	Leyendecker
Cornett	Little
Corry	Lock
Crossley	Loggins
Daniel	London
Davis of Jasper	Mays
Davis of Upshur	McAlister
Dean	McDaniel
Derden	McDonald
Dickison	McFarland
Dickson	McMurry
Dowell	McNamara
Faulkner	Mohrmann
Ferguson	Monkhouse
Fielden	Montgomery
Fuchs	Morris

Newell	Smith
Nicholson	of Matagorda
Oliver	Stinson
Pace	Stoll
Petsch	Talbert
Pevehouse	Tarwater
Piner	Taylor
Ragsdale	Tennant
Reader of Bexar	Thornberry
Reader of Erath	Thornton
Reaves	Turner
Reed	Vale
Rhodes	Vint
Riviere	Voigt
Roach	Waggoner
Roberts	Weldon
Robinson	Wells
Russell	Westbrook
Schuenemann	White
Segrist	Wilson
Shell	Winfree
Skiles	Wood
Smith of Frio	Worley
Smith of Hopkins	Wright

**Nays—4**

Allen	Kerr
Boyd	Spencer

**Absent**

Donaghey	Goodman
Dwyer	Pope
Felty	

**Absent—Excused**

Hartzog

**HOUSE BILL NO. 652 ON SECOND READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 652, A bill to be entitled "An Act amending Article 297 of the Penal Code of Texas, of 1925, as amended by Act of the Forty-fourth Legislature in 1935, and declaring an emergency."

The bill was read second time and was passed to engrossment.

**HOUSE BILL NO. 652 ON THRID READING**

Mrs. Gordon moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 652 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—132	
Allen	Johnson of Ellis
Allison	Johnson of Tarrant
Alsup	Keith
Bailey	Kennedy
Baker of Grayson	Kern
Bell	Kerr
Blankenship	Kersey
Boethel	Kinard
Bond	King
Boyd	Langdon
Boyer	Lehman
Bradbury	Leonard
Bradford	Leyendecker
Bray	Little
Broadfoot	Lock
Brown of Cherokee	Loggins
Bundy	London
Burkett	Mays
Burney	McAlister
Cauthorn	McDaniel
Celaya	McDonald
Chambers	McFarland
Clark	McMurry
Cleveland	McNamara
Cockrell	Mohrmann
Coleman	Monkhouse
Colquitt	Montgomery
Colson, Mrs.	Morris
Crossley	Newell
Daniel	Nicholson
Davis of Jasper	Pace
Davis of Upshur	Petsch
Dean	Pevehouse
Derden	Piner
Dickison	Ragsdale
Dickson	Reader of Bexar
Dowell	Reader of Erath
Faulkner	Reaves
Ferguson	Reed
Fielden	Rhodes
Fuchs	Riviere
Galbreath	Roach
Gilmer	Roberts
Goodman	Robinson
Gordon, Mrs.	Russell
Hale	Schuenemann
Hamilton	Segrist
Hankamer	Skiles
Hardeman	Smith of Frio
Hardin	Smith of Hopkins
Harper	Smith
Harrell of Bastrop	of Matagorda
Harrell of Lamar	Spencer
Harris	Stinson
Heflin	Stoll
Holland	Talbert
Howard	Tarwater
Howington	Taylor
Hull	Tennant
Hunt	Thornberry
Isaacks	Thornton

Turner	Wilson
Vale	Winfree
Voigt	Wood
Weldon	Worley
Wells	Wright
White	

Nays—1

Westbrook

Present—Not Voting

Brown	Vint
of Nacogdoches	

Absent

Anderson	Dwyer
Baker	Felty
of Fort Bend	Harp
Bridgers	Oliver
Cornett	Pope
Corry	Shell
Donaghey	Waggoner

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 652 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—132

Allen	Daniel
Allison	Davis of Jasper
Alsup	Davis of Upshur
Bailey	Dean
Baker of Grayson	Derden
Bell	Dickison
Blankenship	Dickson
Boethel	Dowell
Bond	Faulkner
Boyd	Ferguson
Boyer	Fielden
Bradbury	Fuchs
Bradford	Galbreath
Bray	Gilmer
Broadfoot	Goodman
Brown of Cherokee	Gordon, Mrs.
Bundy	Hale
Burkett	Hamilton
Burney	Hankamer
Cauthorn	Hardeman
Celaya	Hardin
Chambers	Harper
Clark	Harrell of Bastrop
Cleveland	Harrell of Lamar
Cockrell	Harris
Coleman	Hartzog
Colquitt	Holland
Colson, Mrs.	Howard
Crossley	Howington

Hull	Reader of Bexar
Hunt	Reader of Erath
Isaacks	Reaves
Johnson of Ellis	Reed
Johnson of Tarrant	Rhodes
Keith	Riviere
Kennedy	Roach
Kern	Roberts
Kerr	Robinson
Kersey	Russell
Kinard	Schuenemann
King	Segrist
Langdon	Skiles
Lehman	Smith of Frio
Leonard	Smith of Hopkins
Leyendecker	Smith
Little	of Matagorda
Lock	Spencer
Loggins	Stinson
London	Stoll
Mays	Talbert
McAlister	Tarwater
McDaniel	Taylor
McDonald	Tennant
McFarland	Thornberry
McMurry	Thornton
McNamara	Turner
Mohrmann	Vale
Monkhouse	Voigt
Montgomery	Weldon
Morris	Wells
Newell	White
Nicholson	Wilson
Pace	Winfree
Petsch	Wood
Pevehouse	Worley
Piner	Wright
Ragsdale	

Nays—1

Westbrook

Present—Not Voting

Brown	Vint
of Nacogdoches	

Absent

Anderson	Dwyer
Baker	Felty
of Fort Bend	Harp
Bridgers	Oliver
Cornett	Pope
Corry	Shell
Donaghey	Waggoner

Absent—Excused

Hartzog

HOUSE BILL NO. 950 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 950, A bill to be entitled "An Act to amend Sections two (2), four (4), five (5), seven (7), and eight-b (8b), and to repeal Section eight (8) of H. B. No. 557, Acts of the Forty-fifth Legislature of the State of Texas as amended by S. B. No. 24 of the First Called Session of the Forty-fifth Legislature and H. B. No. 78 of the Acts of the First Called Session of the Forty-fifth Legislature; said Section two (2) to be amended by providing a definition of 'contract dealer,' and 'cash dealer,' and by providing that the term 'agent' shall comprehend 'transporting agent'; Said Section four (4) to be amended so as to provide a license fee for cash dealers: Said Section five (5) to be amended to provide for the bonding of commission merchants and contract dealers; Said Section seven (7) to be amended so as to provide a maximum fine in the sum of \$200.00 for violation of the Act; Said Section eight b (8b) to be amended so as to provide that the bonding requirements of this Act shall be applicable only to persons engaging in business as commission merchants or contract dealers; Repealing Section eight (8) of said H. B. No. 557, providing a saving clause and declaring and emergency."

The bill was read second time.

Mr. Celaya offered the following amendment to the bill:

Amend House Bill No. 950, page 4, line 23 of printed bill by striking out the words and figures Fifteen Dollars (\$15.00) and inserting in lieu thereof the word One Dollar (\$1.00).

The amendment was adopted.

Mr. Langdon offered the following amendment to the bill:

Amend H. B. No. 950, Section 2, Page 5, by striking out all of lines 8 to 20, inclusive, and substituting therefor the following:

"The Commission shall keep a correct record of all the proceedings of administering this Act, and of all monies received or expended by the Commission, under the provisions of this Act, which record shall be open to public inspection at all reasonable times. The record shall include a record of proceedings relating to examination of applicants, and the is-

suance, renewal, or refusal of licenses; and it shall also contain the name, known place of residence, and designate the type of license granted to each licensee, and the date and serial number of the license certificate of every qualified licensee, and a record of all renewals of such certificates. The record shall be kept by the Commission and such record shall be audited biennially during the month of January by a Certified Public Accountant, a report of the findings of such audit shall be made to the Governor of this State, and a copy of said report shall be delivered to the Commissioner who shall retain same as a permanent record of his office.

"The Commissioner shall publish in pamphlet form at least once each calendar year and may publish as often as he thinks necessary a list of all licensed commission merchants, dealers, cash dealers, contract dealers, brokers and agents, together with all necessary rules and regulations concerning the enforcement of this Act. Each licensed commission merchant, dealer, cash dealer, contract dealer, broker, or agent shall post his license, or copy thereof, in his office or place of business in plain view of the public. All license fees collected under the provisions of this Act shall be paid into the State Treasury and shall be kept by the State Treasurer in a separate fund to be known as the Agricultural Protective Fund and an appropriation from said Fund, in an amount which shall never exceed Five Thousand Dollars (\$5,000) per year, and in no case more than the amount on hand in said Fund, is hereby made and authorized to pay all salaries, compensations, and other expenses of administering this Act. Said salaries, compensations, and other expenses shall be paid by drafts for the proper amounts drawn upon said Fund and signed by the Commissioner of Agriculture.

"If at any time the books and records are audited as herein provided and it is found that there is more than Five Thousand Dollars (\$5,000) on hand in the hereinabove named Agricultural Protective Fund, then all money over and above that total amount shall be permanently diverted to the General Revenue Fund of this State; and provided, further, that no appropriation shall

ever be made from the General Revenue Fund of this State for any expenditures made necessary by this Act."

LANGDON,  
DANIEL.

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 950 was then passed to engrossment.

#### HOUSE BILL NO. 950 ON THIRD READING

Mr. Celaya moved that the constitutional rule, requiring bills to be read on three several days, be suspended and that House Bill No. 950 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—132

Allen	Dickison
Alsup	Dickson
Anderson	Donaghey
Bailey	Dowell
Baker	Faulkner
of Fort Bend	Felty
Baker of Grayson	Ferguson
Bell	Fielden
Blankenship	Fuchs
Boethel	Galbreath
Bond	Gilmer
Boyer	Goodman
Bradbury	Gordon, Mrs.
Bradford	Hamilton
Bridgers	Hankamer
Broadfoot	Hardeman
Brown	Hardin
of Nacogdoches	Harp
Bundy	Harper
Burkett	Harrell of Bastrop
Burney	Harrell of Lamar
Cauthorn	Harris
Celaya	Heflin
Chambers	Holland
Clark	Howard
Cleveland	Howington
Cockrell	Hull
Coleman	Hunt
Colquitt	Johnson of Ellis
Colson, Mrs.	Johnson of Tarrant
Cornett	Keith
Corry	Kennedy
Crossley	Kern
Daniel	Kersey
Davis of Jasper	Kinard
Dean	King
Derden	Langdon

Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McMurry  
 McNamara  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Ragsdale  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Shell  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Wilson  
 Winfree  
 Wood  
 Wright

Nays—12

Allison  
 Boyd  
 Bray  
 Brown of Cherokee  
 Davis of Upshur  
 Hale  
 Kerr  
 Mohrmann  
 Skiles  
 Tarwater  
 Westbrook  
 White

Absent

Dwyer  
 Isaacks  
 Vint  
 Worley

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 950 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—115

Allen  
 Alsip  
 Anderson  
 Bailey  
 Baker  
 of Fort Bend  
 Baker of Grayson  
 Bell  
 Blankenship  
 Boethel  
 Bond  
 Boyer  
 Bradbury  
 Bradford  
 Bridgers  
 Broadfoot  
 Brown  
 of Nacogdoches  
 Bundy  
 Burkett

Burney  
 Cauthorn  
 Celaya  
 Chambers  
 Cleveland  
 Cockrell  
 Coleman  
 Colquitt  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Dean  
 Derden  
 Dickison  
 Dickson  
 Donaghey  
 Dowell  
 Faulkner  
 Felty  
 Ferguson  
 Fuchs  
 Galbreath  
 Gilmer  
 Gordon, Mrs.  
 Hale  
 Hamilton  
 Hankamer  
 Hardin  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Heflin  
 Holland  
 Howard  
 Hull  
 Hunt  
 Isaacks  
 Johnson of Ellis  
 Johnson of Tarrant  
 Keith  
 Kennedy  
 Kersey  
 Kinard  
 King  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McMurry  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Ragsdale  
 Reader of Bexar  
 Reader of Erath  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Robinson  
 Schuenemann  
 Segrist  
 Shell  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda  
 Stinson  
 Stoll  
 Taylor  
 Tennant  
 Thornton  
 Turner  
 Vale  
 Voigt  
 Weldon  
 Wells  
 Winfree  
 Worley  
 Wright

Nays—27

Allison  
 Boyd  
 Bray  
 Brown of Cherokee  
 Clark  
 Davis of Upshur  
 Fielden  
 Hardeman  
 Harp  
 Howington  
 Kern  
 Kerr  
 Langdon  
 McNamara  
 Mohrmann  
 Oliver  
 Roberts  
 Russell  
 Skiles  
 Spencer  
 Talbert  
 Tarwater  
 Thornberry  
 Westbrook  
 White  
 Wilson  
 Wood

Present—Not Voting

Reaves

Absent

Dwyer

Vint

Goodman

Waggoner

London

Absent—Excused

Hartzog

**HOUSE BILL NO. 1012 ON SECOND  
READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1012, A bill to be entitled "An Act validating County Line Common School Districts and County Line Consolidated Common School Districts in this State; validating all acts of the Board or Boards of Trustees in such Districts, validating acts of County Commissioners' Courts in ordering an election; validating all acts of County Judges in ordering elections; validating all acts of officials declaring the results of such elections; validating all tax levies heretofore made; and all bonds heretofore authorized or heretofore voted but not yet issued; validating all orders, notices and things requested in the authorization and issuance of bonds; validating the sale, execution and delivery thereof; validating each and every procedural act heretofore done or performed in the organization, management, control, and operation of such school district, and declaring an emergency."

The bill was read second time.

Mr. Davis of Upshur offered the following amendment to the bill:

Amend House Bill No. 1012 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. That from and after the effective date of this Act all County Line Common School Districts and all County Line Consolidated Common School Districts created by General or Special Law in this State, and heretofore laid out and established, or attempted to be established, by the proper officials of any County or Counties in this State having a population of not less than Twenty-two Thousand One Hundred (22,100) and not more than Twenty-Two Thousand Five Hundred (22,-

500), according to the last preceding Federal Census, and in all Counties having a population, of not less than Twenty-Four Thousand One Hundred Eighty (24,180) and not more than Twenty-Four Thousand Two Hundred (24,200), according to the last preceding Federal Census or by the Legislature of the State of Texas in such Counties, and heretofore recognized by either State or County authorities and School Districts of such Counties, and where, for such consolidation of County Line Consolidated Common School Districts and/or County Line Common School Districts, the election or elections were ordered by the County Judges of the Counties in which such County Line Common School Districts, and/or County Line Consolidated Common School Districts lie or are situated, and where such election was approved by the County Commissioners Courts of such Counties are hereby validated in all respects as though they had been duly and legally established in the first instance. The fact that by inadvertence or oversight, or any act of the officials of any such County or Counties in the creation of any such districts, as hereinabove set out, was omitted it shall in no wise invalidate such district; and the fact that by inadvertence or oversight, any act was omitted by any Board of Trustees of any of the School Districts embraced within this Act, in ordering an election or elections, or in declaring the result thereof, or in levying the taxes therefor; and the act of any officials or person assuming to act as such official shall in no wise invalidate any of such proceedings by such districts.

All acts of the County Boards of School Trustees of any and all Counties above set out in the creation of any County Line Common School District or any County Line Consolidated Common School District in rearranging, changing, consolidating or sub-dividing such County Line Common School Districts, and/or County Line Consolidated Common School Districts, or in increasing or decreasing the area of such school districts, or in creating new districts, and consolidating County Line Common School Districts or County Line Consolidated Common School Districts out of parts of ex-

isting districts or otherwise, are hereby in all things validated.

Sec. 2. All acts of the Board or Boards of Trustees in such districts, or the County Judges, or the County Commissioners Courts in such districts, in ordering an election or elections, declaring the result of such elections, and all bonds issued, if any, and now outstanding, and all tax levies made therefor, and all bonds heretofore authorized, if any, or heretofore voted, if any, for the purpose of financing and aiding in the financing of any work, undertaking or project by any School District as hereinabove defined in this State, are hereby validated, ratified, approved and confirmed, notwithstanding any difficulties or irregularities (other than Constitutional) in such procedures for consolidation, creation and establishment of such districts, shall hereafter be held to be binding, legal and in all things regular.

It being the purpose of this Act to validate all acts of officials in the creation, establishment and consolidation of County Line Common School Districts and County Line Consolidated Common School Districts in the Counties above set out in this State where irregularities in procedural matters might have inadvertently failed of performance by the proper official and at the proper time.

Section 3. The fact that in the creation and consolidation of County Line Common School Districts and County Line Consolidated Common School Districts, some officials might have failed to perform the proper duties in the proper manner, and at the proper time and proper place; and the fact that technical irregularities might occur in the record of such creation and consolidation of such schools; and the fact that such irregularities, if any, will prevent some school districts in the Counties above set out in this State from securing Federal aid and relief for their schools; and the fact that such irregularities, if any, do not in any manner affect the moral obligation of the citizens to support such school districts; and the fact that such technical oversights by officials should be validated and given full legal effect and binding status, creates an emergency and an imperative public necessity that the Constitutional

Rule requiring that all bills be read on three several days in each House, be suspended, and said Rule is hereby suspended, and this Act shall take effect and be in force from and after the date of its passage, and it is so enacted."

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1012 was then passed to engrossment.

HOUSE BILL NO. 1012 ON THIRD READING

Mr. Davis of Upshur moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1012 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—138

Allen	Daniel
Allison	Davis of Jasper
Alsup	Davis of Upshur
Anderson	Dean
Bailey	Derden
Baker	Dickison
of Fort Bend	Dickson
Baker of Grayson	Donaghey
Blankenship	Dowell
Boethel	Faulkner
Bond	Felty
Boyd	Ferguson
Boyer	Fielden
Bradbury	Fuchs
Bradford	Galbreath
Bray	Gilmer
Bridgers	Goodman
Broadfoot	Gordon, Mrs.
Brown of Cherokee	Hamilton
Brown	Hankamer
of Nacogdoches	Hardeman
Bundy	Hardin
Burkett	Harp
Burney	Harper
Cauthorn	Harrell of Bastrop
Celaya	Harrell of Lamar
Chambers	Harris
Clark	Holland
Cleveland	Howard
Cockrell	Howington
Coleman	Hull
Colquitt	Hunt
Colson, Mrs.	Isaacks
Cornett	Johnson of Ellis
Crossley	Johnson of Tarrant

Keith	Reader of Erath
Kennedy	Reaves
Kern	Reed
Kerr	Rhodes
Kersey	Riviere
Kinard	Roach
King	Roberts
Langdon	Robinson
Lehman	Russell
Leonard	Schuenemann
Leyendecker	Segrist
Little	Shell
Lock	Skiles
Loggins	Smith of Frio
London	Smith of Hopkins
Mays	Smith
McAlister	of Matagorda
McDaniel	Spencer
McDonald	Stinson
McFarland	Stoll
McMurry	Talbert
McNamara	Tarwater
Mohrmann	Taylor
Monkhouse	Thornberry
Montgomery	Thornton
Morris	Turner
Newell	Vale
Nicholson	Weldon
Oliver	Wells
Pace	White
Petsch	Wilson
Pevehouse	Winfree
Piner	Wood
Pope	Worley
Ragsdale	Wright
Reader of Bexar	

Nays—2

Tennant                      Westbrook

Absent

Bell	Heflin
Corry	Vint
Dwyer	Voigt
Hale	Waggoner

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1012 before the House on third reading and final passage.

The bill was read third time.

Mr. Bray, by unanimous consent, offered the following amendment to the bill:

Amend H. B. No. 1012 by adding a new section to read as follows:

"Nothing in this Act shall be construed to affect the Gladewater County Line Independent School District."

The amendment was unanimously adopted.

H. B. No. 1012 was then passed by the following vote:

Yeas—138

Allen	Harper
Allison	Harrell of Bastrop
Alsup	Harrell of Lamar
Anderson	Harris
Bailey	Holland
Baker	Howard
of Fort Bend	Howington
Baker of Grayson	Hull
Blankenship	Hunt
Boethel	Isaacks
Bond	Johnson of Ellis
Boyd	Johnson of Tarrant
Boyer	Keith
Bradbury	Kennedy
Bradford	Kern
Bray	Kerr
Bridgers	Kersey
Broadfoot	Kinard
Brown of Cherokee	King
Brown	Langdon
of Nacogdoches	Lehman
Bundy	Leonard
Burkett	Leyendecker
Burney	Little
Cauthorn	Lock
Celaya	Loggins
Chambers	London
Clark	Mays
Cleveland	McAlister
Cockrell	McDaniel
Coleman	McDonald
Colquitt	McFarland
Colson, Mrs.	McMurry
Cornett	McNamara
Crossley	Mohrmann
Daniel	Monkhouse
Davis of Jasper	Montgomery
Davis of Upshur	Morris
Dean	Newell
Derden	Nicholson
Dickison	Oliver
Dickson	Pace
Donaghey	Petsch
Dowell	Pevehouse
Faulkner	Piner
Felty	Pope
Ferguson	Ragsdale
Fielden	Reader of Bexar
Fuchs	Reader of Erath
Galbreath	Reaves
Gilmer	Reed
Goodman	Rhodes
Gordon, Mrs.	Riviere
Hamilton	Roach
Hankamer	Roberts
Hardeman	Robinson
Hardin	Russell
Harp	Schuenemann

Segrist	Thornberry
Shell	Thornton
Skiles	Turner
Smith of Frio	Vale
Smith of Hopkins	Weldon
Smith	Wells
of Matagorda	White
Spencer	Wilson
Stinson	Winfree
Stoll	Wood
Talbert	Worley
Tarwater	Wright
Taylor	

Nays—2

Tennant	Westbrook
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Absent

Bell	Heflin
Corry	Vint
Dwyer	Voigt
Hale	Waggoner

Absent—Excused

Hartzog

**HOUSE BILL NO. 1019 ON SECOND READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1019, A bill to be entitled "An Act amending Section 4 of Chapter 478 of the Regular Session of the Forty-fifth Legislature, 1937, same being House Bill No. 144; providing for an appropriation from the Architect's Registration Fund to pay salaries, compensations, and other expense of the Board of Architectural Examiners; providing certain excess funds to be diverted to the General Revenue Fund of the State; providing salary of the Secretary-Treasurer and certain compensations to other members of said Board, and declaring an emergency."

The bill was read second time.

Mr. Reed offered the following amendment to the bill:

Amend H. B. No. 1019, line 27, page 1, of the printed bill to read Six Thousand, Three Hundred Dollars (\$6,300.00).

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1019 was then passed to engrossment.

**HOUSE BILL NO. 1019 ON THIRD READING**

Mr. Reed moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1019 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen	Gilmer
Allison	Goodman
Alsup	Gordon, Mrs.
Anderson	Hamilton
Bailey	Hankamer
Baker	Hardeman
of Fort Bend	Hardin
Baker of Grayson	Harp
Bell	Harper
Blankenship	Harrell of Bastrop
Boethel	Harrell of Lamar
Bond	Harris
Boyd	Holland
Boyer	Howard
Bradbury	Howington
Bradford	Hull
Bray	Hunt
Bridgers	Isaacks
Broadfoot	Johnson of Ellis
Brown of Cherokee	Johnson of Tarrant
Bundy	Keith
Burkett	Kennedy
Burney	Kern
Cauthorn	Kerr
Celaya	Kersey
Chambers	Kinard
Clark	King
Cleveland	Langdon
Cockrell	Lehman
Coleman	Leonard
Colquitt	Leyendecker
Colson, Mrs.	Little
Cornett	Lock
Crossley	Loggins
Daniel	London
Davis of Jasper	Mays
Davis of Upshur	McAlister
Dean	McDaniel
Derden	McDonald
Dickison	McFarland
Dickson	McMurry
Donaghey	McNamara
Dowell	Mohrmann
Faulkner	Monkhouse
Felty	Montgomery
Ferguson	Morris
Fielden	Newell
Fuchs	Oliyer
Galbreath	Pace

Petsch  
 Pevehouse  
 Piner  
 Pope  
 Ragsdale  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Shell  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda

Present—Not Voting

Brown  
 of Nacogdoches

Absent

Corry  
 Dwyer  
 Hale

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1019 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—142

Allen	Burkett
Allison	Burney
Alsup	Cauthorn
Anderson	Celaya
Bailey	Chambers
Baker	Clark
of Fort Bend	Cleveland
Baker of Grayson	Cockrell
Bell	Coleman
Blankenship	Colquitt
Boethel	Colson, Mrs.
Bond	Cornett
Boyd	Crossley
Boyer	Daniel
Bradbury	Davis of Jasper
Bradford	Davis of Upshur
Bray	Dean
Bridgers	Derden
Broadfoot	Dickison
Brown of Cherokee	Dickson
Bundy	Donaghey

Dowell	Montgomery
Faulkner	Morris
Felty	Newell
Ferguson	Oliver
Fielden	Pace
Fuchs	Petsch
Galbreath	Pevehouse
Gilmer	Piner
Goodman	Pope
Gordon, Mrs.	Ragsdale
Hamilton	Reader of Bexar
Hankamer	Reader of Erath
Hardeman	Reaves
Hardin	Reed
Harp	Rhodes
Harper	Riviere
Harrell of Bastrop	Roach
Harrell of Lamar	Roberts
Harris	Robinson
Holland	Russell
Howard	Schuenemann
Howington	Segrist
Hull	Shell
Hunt	Skiles
Isaacks	Smith of Frio
Johnson of Ellis	Smith of Hopkins
Johnson of Tarrant	Smith
Keith	of Matagorda

Kennedy	Spencer
Kern	Stinson
Kerr	Stoll
Kersey	Talbert
Kinard	Tarwater
King	Taylor
Langdon	Tennant
Lehman	Thornberry
Leonard	Thornton
Leyendecker	Turner
Little	Vale
Lock	Vint
Loggins	Voigt
London	Waggoner
Mays	Weldon
McAlister	Wells
McDaniel	Westbrook
McDonald	White
McFarland	Wilson
McMurry	Winfree
McNamara	Wood
Mohrmann	Worley
Monkhouse	Wright

Present—Not Voting

Brown  
 of Nacogdoches

Absent

Corry  
 Dwyer  
 Hale

Heflin  
 Nicholson

Absent—Excused

Hartzog

**HOUSE BILL NO. 1021 ON SECOND READING**

The Speaker laid before the House, on its second reading, and passage to engrossment,

H. B. No. 1021, A bill to be entitled "An Act making it unlawful to use or possess oyster dredges in or on certain waters of Copano Bay, with exceptions; providing the Game, Fish and Oyster Commission may issue permits to use dredges to improve reefs, and that this Act does not apply to privately owned reefs; providing that United States Geodetic Maps are admissable in case of prosecution for violation of fish and oyster laws; providing a penalty; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time and passed to engrossment.

**HOUSE BILL NO. 1021 ON THIRD READING**

Mr. Shell moved that the constitutional rule, requiring bills to be read on three several days, be suspended and that House Bill No. 1021 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—144

Allen	Clark
Allison	Cleveland
Alsop	Cockrell
Bailey	Coleman
Baker	Colquitt
of Fort Bend	Colson, Mrs.
Baker of Grayson	Cornett
Bell	Crossley
Blankenship	Daniel
Boethel	Davis of Jasper
Bond	Davis of Upshur
Boyd	Dean
Boyer	Derden
Bradbury	Dickison
Bradford	Dickson
Bray	Donaghey
Bridgers	Dowell
Broadfoot	Faulkner
Brown of Cherokee	Felty
Brown	Ferguson
of Nacogdoches	Fielden
Bundy	Fuchs
Burkett	Galbreath
Burney	Gilmer
Cauthorn	Goodman
Celaya	Gordon, Mrs.
Chambers	Hale

Hamilton	Petsch
Hankamer	Pevehouse
Hardeman	Piner
Hardin	Pope
Harp	Ragsdale
Harper	Reader of Bexar
Harrell of Bastrop	Reader of Erath
Harrell of Lamar	Reaves
Harris	Reed
Heflin	Rhodes
Holland	Riviere
Howard	Roach
Howington	Roberts
Hull	Robinson
Hunt	Russell
Isaacks	Schuenemann
Johnson of Ellis	Segrist
Johnson of Tarrant	Shell
Keith	Skiles
Kennedy	Smith of Frio
Kern	Smith of Hopkins
Kerr	Smith
Kersey	of Matagorda
Kinard	Spencer
Langdon	Stinson
Lehman	Stoll
Leonard	Talbert
Leyendecker	Tarwater
Little	Taylor
Lock	Tennant
Loggins	Thornberry
London	Thornton
Mays	Turner
McAlister	Vale
McDaniel	Vint
McDonald	Voigt
McFarland	Waggoner
McMurry	Weldon
McNamara	Wells
Mohrmann	Westbrook
Monkhouse	White
Montgomery	Wilson
Morris	Winfree
Newell	Wood
Nicholson	Worley
Oliver	Wright
Pace	

Absent

Anderson	Dwyer
Corry	King

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1021 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—144

Allen	Alsop
Allison	Bailey

Baker	Hunt
of Fort Bend	Isaacks
Baker of Grayson	Johnson of Ellis
Bell	Johnson of Tarrant
Blankenship	Keith
Boethel	Kennedy
Bond	Kern
Boyd	Kerr
Boyer	Kersey
Bradbury	Kinard
Bradford	Langdon
Bray	Lehman
Bridgers	Leonard
Broadfoot	Leyendecker
Brown of Cherokee	Little
Brown	Lock
of Nacogdoches	Loggins
Bundy	London
Burkett	Mays
Burney	McAlister
Cauthorn	McDaniel
Celaya	McDonald
Chambers	McFarland
Clark	McMurry
Cleveland	McNamara
Cockrell	Mohrmann
Coleman	Monkhouse
Colquitt	Montgomery
Colson, Mrs.	Morris
Cornett	Newell
Crossley	Nicholson
Daniel	Oliver
Davis of Jasper	Pace
Davis of Upshur	Petsch
Dean	Pevehouse
Derden	Piner
Dickison	Pope
Dickson	Ragsdale
Donaghey	Reader of Bexar
Dowell	Reader of Erath
Faulkner	Reaves
Felty	Reed
Ferguson	Rhodes
Fielden	Riviere
Fuchs	Roach
Galbreath	Roberts
Gilmer	Robinson
Goodman	Russell
Gordon, Mrs.	Schuenemann
Hale	Segrist
Hamilton	Shell
Hankamer	Skiles
Hardeman	Smith of Frio
Hardin	Smith of Hopkins
Harp	Smith
Harper	of Matagorda
Harrell of Bastrop	Spencer
Harrell of Lamar	Stinson
Harris	Stoll
Heflin	Talbert
Holland	Tarwater
Howard	Taylor
Howington	Tennant
Hull	Thornberry

Thornton	Westbrook
Turner	White
Vale	Wilson
Vint	Winfree
Voigt	Wood
Waggoner	Worley
Weldon	Wright
Wells	

Absent

Anderson	Dwyer
Corry	King

Absent—Excused

Hartzog

HOUSE BILL NO. 1029 ON SECOND  
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1029, A bill to be entitled "An Act making it unlawful to kill or attempt to kill deer or wild turkey or molest same in Liberty County for a period of five (5) years; providing a penalty; repealing all conflicting laws, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 1029 ON THIRD  
READING

Mr. Daniel moved that the constitutional rule, requiring bills to be read on three several days, be suspended and that House Bill No. 1029 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—133

Allen	Brown of Cherokee
Allison	Brown
Alsup	of Nacogdoches
Bailey	Bundy
Baker	Burkett
of Fort Bend	Burney
Baker of Grayson	Cauthorn
Bell	Celaya
Blankenship	Chambers
Boethel	Clark
Bond	Cleveland
Boyd	Cockrell
Boyer	Coleman
Bradbury	Colquitt
Bradford	Colson, Mrs.
Bray	Cornett
Bridgers	Crossley
Broadfoot	Daniel

Davis of Jasper	Mohrmann
Davis of Upshur	Monkhouse
Dean	Montgomery
Dickison	Morris
Dickson	Newell
Dowell	Pace
Faulkner	Petsch
Felty	Pevehouse
Ferguson	Piner
Fielden	Pope
Fuchs	Ragsdale
Galbreath	Reader of Bexar
Goodman	Reader of Erath
Gordon, Mrs.	Reaves
Hale	Reed
Hamilton	Rhodes
Hankamer	Riviere
Hardeman	Roach
Hardin	Roberts
Harp	Robinson
Harper	Russell
Harrell of Lamar	Schuenemann
Harris	Segrist
Howard	Skiles
Howington	Smith of Frio
Hull	Smith of Hopkins
Hunt	Smith
Johnson of Ellis	of Matagorda
Keith	Spencer
Kennedy	Stinson
Kern	Stoll
Kerr	Talbert
Kersey	Taylor
Kinard	Tennant
King	Thornberry
Langdon	Thornton
Lehman	Turner
Leonard	Vale
Leyendecker	Vint
Little	Voigt
Lock	Waggoner
Loggins	Weldon
London	Wells
Mays	Westbrook
McAlister	White
McDaniel	Wilson
McDonald	Winfree
McFarland	Wood
McMurry	Worley
McNamara	Wright

Absent

Anderson	Holland
Corry	Isaacks
Derden	Johnson of Tarrant
Donaghey	Nicholson
Dwyer	Oliver
Gilmer	Shell
Harrell of Bastrop	Tarwater
Heflin	

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1029 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—132

Allen	Harris
Allison	Howard
Alsup	Howington
Bailey	Hull
Baker	Hunt
of Fort Bend	Johnson of Ellis
Baker of Grayson	Keith
Bell	Kennedy
Blankenship	Kern
Boethel	Kerr
Bond	Kersey
Boyd	Kinard
Boyer	King
Bradbury	Langdon
Bradford	Lehman
Bray	Leonard
Bridgers	Leyendecker
Broadfoot	Little
Brown of Cherokee	Lock
Brown	Loggins
of Nacogdoches	London
Bundy	Mays
Burkett	McAlister
Burney	McDaniel
Cauthorn	McDonald
Celaya	McFarland
Chambers	McMurry
Clark	McNamara
Cleveland	Mohrmann
Cockrell	Monkhouse
Coleman	Montgomery
Colquitt	Morris
Cornett	Newell
Crossley	Pace
Daniel	Petsch
Davis of Jasper	Pevehouse
Davis of Upshur	Piner
Dean	Pope
Dickison	Ragsdale
Dickson	Reader of Bexar
Dowell	Reader of Erath
Faulkner	Reaves
Felty	Reed
Ferguson	Rhodes
Fielden	Riviere
Fuchs	Roach
Galbreath	Roberts
Goodman	Robinson
Gordon, Mrs.	Russell
Hale	Schuenemann
Hamilton	Segrist
Hankamer	Skiles
Hardeman	Smith of Frio
Hardin	Smith of Hopkins
Harp	Smith
Harper	of Matagorda
Harrell of Lamar	Spencer

Stinson	Waggoner
Stoll	Weldon
Talbert	Wells
Taylor	Westbrook
Tennant	White
Thornberry	Wilson
Thornton	Winfree
Turner	Wood
Vale	Worley
Vint	Wright
Voigt	

## Absent

Anderson	Heflin
Colson, Mrs.	Holland
Corry	Isaacks
Derden	Johnson of Tarrant
Donaghey	Nicholson
Dwyer	Oliver
Gilmer	Shell
Harrell of Bastrop	Tarwater

## Absent—Excused

Hartzog

## HOUSE BILL NO. 1030 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1030, A bill to be entitled "An Act amending Article 3902, Section 1, of the Revised Civil Statutes of 1925, by adding Section 1a, providing for salaries of heads of departments which may be appointed by the Commissioners' Courts of counties having a population of not less than nineteen thousand and five hundred (19,500), and not more than nineteen thousand and nine hundred (19,900), according to the last Federal Census, and declaring an emergency."

The bill was read second time.

Mr. Daniel offered the following amendment to the bill:

Amend H. B. No. 1030 by striking out the population brackets in lines 2 and 3 and substituting in lieu thereof the following figures:

"Nineteen thousand eight hundred fifty (19,850), and not more than nineteen thousand eight hundred ninety-five (19,895)."

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1030 was then passed to engrossment.

## HOUSE BILL NO. 1030 ON THIRD READING

Mr. Daniel moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1030 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen	Ferguson
Allison	Fielden
Alsop	Fuchs
Anderson	Galbreath
Bailey	Gilmer
Baker	Goodman
of Fort Bend	Gordon, Mrs.
Baker of Grayson	Hamilton
Bell	Hankamer
Blankenship	Hardeman
Boethel	Hardin
Bond	Harp
Boyd	Harper
Boyer	Harrell of Bastrop
Bradbury	Harrell of Lamar
Bradford	Harris
Bray	Heflin
Bridgers	Howard
Broadfoot	Howington
Brown of Cherokee	Hull
Brown	Hunt
of Nacogdoches	Isaacks
Bundy	Johnson of Ellis
Burkett	Johnson of Tarrant
Burney	Keith
Cauthorn	Kennedy
Celaya	Kern
Chambers	Kerr
Clark	Kersey
Cleveland	Kinard
Cockrell	King
Coleman	Langdon
Colquitt	Lehman
Colson, Mrs.	Leonard
Cornett	Leyendecker
Corry	Little
Crossley	Lock
Daniel	Loggins
Davis of Jasper	London
Davis of Upshur	Mays
Dean	McAlister
Derden	McDaniel
Dickison	McDonald
Dickson	McFarland
Dowell	McMurry
Dwyer	McNamara
Faulkner	Mohrmann
Felty	Monkhouse

Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Ragsdale  
 Reader of Bexar  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Skiles  
 Smith of Frio

Smith of Hopkins  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Absent

Donaghey  
 Hale  
 Holland  
 Reader of Erath

Shell  
 Smith  
 of Matagorda

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1030 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—142

Allen  
 Allison  
 Alsup  
 Anderson  
 Bailey  
 Baker  
 of Fort Bend  
 Baker of Grayson  
 Bell  
 Blankenship  
 Boethel  
 Bond  
 Boyd  
 Boyer  
 Bradbury  
 Bradford  
 Bray  
 Bridgers  
 Broadfoot  
 Brown of Cherokee  
 Brown  
 of Nacogdoches

Bundy  
 Burkett  
 Burney  
 Cauthorn  
 Celaya  
 Chambers  
 Clark  
 Cleveland  
 Cockrell  
 Coleman  
 Colquitt  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Derden  
 Dickson  
 Dickson

Dowell  
 Dwyer  
 Faulkner  
 Felty  
 Ferguson  
 Fielden  
 Fuchs  
 Galbreath  
 Gilmer  
 Goodman  
 Gordon, Mrs.  
 Hamilton  
 Hankamer  
 Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Heflin  
 Howard  
 Howington  
 Hull  
 Hunt  
 Isaacks  
 Johnson of Ellis  
 Johnson of Tarrant  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McMurry  
 McNamara

Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Ragsdale  
 Reader of Bexar  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Absent

Donaghey  
 Hale  
 Holland  
 Reader of Erath

Shell  
 Smith  
 of Matagorda

Absent—Excused

Hartzog

HOUSE BILL NO. 1043 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1043, A bill to be entitled "An Act providing for a more adequate and equitable salary for County Superintendents of Public Instruction in all of those counties of Texas coming within the brackets and population figures herein—specifically, in all those counties having not less than seventy-seven thousand and not more than seventy-seven thousand, six hundred; and in all those counties having not less than fifty-one thousand, seven hundred seventy and not more than fifty-one thousand, eight hundred; and in all those counties having not less than twelve thousand, one hundred ninety and not more than twelve thousand two hundred; and in all counties having not less than thirteen thousand, four hundred and not more than thirteen thousand, five hundred, according to the last preceding Federal Census; modifying all laws or parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. Boethel offered the following amendment to the bill:

Amend H. B. 1043, page 2, line 4, by inserting between the words "annum" and "to be paid" the following: "and in all counties of the State of Texas which have a population of not less than 27,500 and not more than 27,600 according to the last preceding Federal census, the salary of the County Superintendent of Public Instruction shall be \$2,400 per annum."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1043 was then passed to engrossment.

#### HOUSE BILL NO. 1043 ON THIRD READING

Mr. Celaya moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1043 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen  
Allison

Alsup  
Anderson

Bailey	Johnson of Tarrant
Baker	Keith
of Fort Bend	Kennedy
Baker of Grayson	Kern
Bell	Kerr
Blankenship	Kersey
Boethel	Kinard
Bond	King
Boyd	Langdon
Boyer	Lehman
Bradbury	Leonard
Bradford	Leyendecker
Bray	Little
Bridgers	Lock
Broadfoot	Loggins
Brown of Cherokee	London
Bundy	Mays
Burkett	McAlister
Burney	McDaniel
Cauthorn	McDonald
Celaya	McFarland
Chambers	McMurry
Clark	McNamara
Cleveland	Mohrmann
Cockrell	Monkhouse
Coleman	Montgomery
Colquitt	Morris
Colson, Mrs.	Newell
Cornett	Nicholson
Corry	Oliver
Crossley	Pace
Daniel	Petsch
Davis of Jasper	Pevehouse
Davis of Upshur	Piner
Dean	Pope
Derden	Ragsdale
Dickison	Reader of Bexar
Dowell	Reader of Erath
Dwyer	Reaves
Faulkner	Reed
Felty	Rhodes
Ferguson	Riviere
Fielden	Roach
Fuchs	Roberts
Galbreath	Robinson
Gilmer	Russell
Goodman	Schuenemann
Gordon, Mrs.	Segrist
Hale	Skiles
Hamilton	Smith of Frio
Hankamer	Smith of Hopkins
Hardeman	Smith
Hardin	of Matagorda
Harp	Spencer
Harper	Stinson
Harrell of Lamar	Stoll
Harris	Talbert
Heflin	Tarwater
Howard	Taylor
Howington	Tennant
Hull	Thornberry
Hunt	Thornton
Isaacks	Turner
Johnson of Ellis	Vale

Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook

White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Dickson

Present—Not Voting

Brown  
of Nacogdoches

Harrell of Bastrop

Absent

Donaghey  
Holland

Shell

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1043 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—142

Allen  
Allison  
Alsup  
Anderson  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Bell  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Broadfoot  
Brown of Cherokee  
Bundy  
Burkett  
Burney  
Cauthorn  
Celaya  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colquitt  
Colson, Mrs.  
Cornett  
Corry

Crossley  
Daniel  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickson  
Dowell  
Dwyer  
Faulkner  
Felty  
Ferguson  
Fielder  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Lamar  
Harris  
Heflin  
Howard  
Howington  
Hull  
Hunt  
Isaacks  
Johnson of Ellis

Johnson of Tarrant  
Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Bexar  
Reader of Erath

Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Dickson

Present—Not Voting

Brown  
of Nacogdoches

Harrell of Bastrop

Absent

Donaghey  
Holland

Shell

Absent—Excused

Hartzog

HOUSE BILL NO. 1052 ON  
SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1052, A bill to be entitled "An Act validating the subdivision of common county line school districts partly situated in two (2)

counties, the supervision of said schools being located in counties having a population of not less than thirty thousand, ten (30,010) and not more than thirty thousand thirty (30,030), as shown by the last preceding Federal Census; validating the acts of the County School Boards of Trustees of such counties in annexation of such subdivided territory to adjoining school districts in their respective counties; validating the acts of County School Boards of Trustees of such county; validating all elections, tax assessments, assessment rolls, tax rolls, and the levy of all taxes by said districts; validating all proceedings had in the issuance of bonds and the levy of taxes therefor; validating the issuance of refunding bonds for the purpose of the assumption of bonded indebtedness of such county line school districts; provided a saving clause, and declaring an emergency."

The bill was read second time.

Mr. Loggins offered the following amendment to the bill:

Amend H. B. No. 1052 by inserting in the proper place the following: "This law shall not apply to any district, the organization or creation of which, or consolidation or annexation of any territory in or to such district which is now involved in litigation, or the validity of the organization or creation of which or consolidation or annexation of territory in or to such district is attacked in any suit or litigation filed within forty-five (45) days after the effective date of this Act."

LOGGINS,  
RAGSDALE.

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1052 was then passed to engrossment.

#### HOUSE BILL NO. 1052 ON THIRD READING

Mr. Loggins moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1052 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen	Harris
Allison	Heflin
Alsup	Howard
Anderson	Howington
Bailey	Hull
Baker	Hunt
of Fort Bend	Isaacks
Baker of Grayson	Johnson of Ellis
Bell	Johnson of Tarrant
Blankenship	Keith
Bond	Kennedy
Boyd	Kern
Boyer	Kerr
Bradbury	Kersey
Bradford	Kinard
Bray	King
Bridgers	Langdon
Broadfoot	Lehman
Brown of Cherokee	Leonard
Bundy	Leyendecker
Burkett	Little
Burney	Lock
Cauthorn	Loggins
Celaya	London
Chambers	Mays
Clark	McAlister
Cleveland	McDaniel
Cockrell	McDonald
Coleman	McMurry
Colquitt	McNamara
Colson, Mrs.	Mohrmann
Cornett	Monkhouse
Corry	Montgomery
Crossley	Morris
Daniel	Newell
Davis of Jasper	Nicholson
Davis of Upshur	Oliver
Dean	Pace
Derden	Petsch
Dickison	Pevehouse
Dickson	Piner
Donaghey	Pope
Dowell	Ragsdale
Dwyer	Reader of Bexar
Faulkner	Reader of Erath
Felty	Reaves
Ferguson	Reed
Fielden	Rhodes
Fuchs	Riviere
Galbreath	Roach
Gilmer	Roberts
Goodman	Robinson
Gordon, Mrs.	Russell
Hamilton	Schuenemann
Hankamer	Segrist
Hardeman	Skiles
Hardin	Smith of Frio
Harp	Smith of Hopkins
Harper	Smith
Harrell of Bastrop	of Matagorda
Harrell of Lamar	Spencer

Stinson	Voigt
Stoll	Waggoner
Talbert	Weldon
Tarwater	Wells
Taylor	Westbrook
Tennant	White
Thornberry	Wilson
Thornton	Winfree
Turner	Wood
Vale	Worley
Vint	Wright

Present—Not Voting

Brown  
of Nacogdoches

Absent

Boethel	Shell
Hale	McFarland
Holland	

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1052 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—142

Allen	Corry
Allison	Crossley
Alsup	Daniel
Anderson	Davis of Jasper
Bailey	Davis of Upshur
Baker	Dean
of Fort Bend	Derden
Baker of Grayson	Dickison
Bell	Dickson
Blankenship	Donaghey
Bond	Dowell
Boyd	Dwyer
Boyer	Faulkner
Bradbury	Felty
Bradford	Ferguson
Bray	Fielden
Bridgers	Fuchs
Broadfoot	Galbreath
Brown of Cherokee	Gilmer
Bundy	Goodman
Burkett	Gordon, Mrs.
Burney	Hamilton
Cauthorn	Hankamer
Celaya	Hardeman
Chambers	Hardin
Clark	Harp
Cleveland	Harper
Cockrell	Harrell of Bastrop
Coleman	Harrell of Lamar
Colquitt	Harris
Colson, Mrs.	Heflin
Cornett	Howard

Howington	Reader of Bexar
Hull	Reader of Erath
Hunt	Reaves
Isaacks	Reed
Johnson of Ellis	Rhodes
Johnson of Tarrant	Riviere
Keith	Roach
Kennedy	Roberts
Kern	Robinson
Kerr	Russell
Kersey	Schuenemann
Kinard	Segrist
King	Skiles
Langdon	Smith of Frio
Lehman	Smith of Hopkins
Leonard	Smith
Leyendecker	of Matagorda
Little	Spencer
Lock	Stinson
Loggins	Stoll
London	Talbert
Mays	Tarwater
McAlister	Taylor
McDaniel	Tennant
McDonald	Thornberry
McMurry	Thornton
McNamara	Turner
Mohrmann	Vale
Monkhouse	Vint
Montgomery	Voigt
Morris	Waggoner
Newell	Weldon
Nicholson	Wells
Oliver	Westbrook
Pace	White
Petsch	Wilson
Pevehouse	Winfree
Piner	Wood
Pope	Worley
Ragsdale	Wright

Present—Not Voting

Brown  
of Nacogdoches

Absent

Boethel	McFarland
Hale	Shell
Holland	

Absent—Excused

Hartzog

HOUSE BILL NO. 1056 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1056, A bill to be entitled "An Act making an appropriation of Thirteen Thousand (\$13,000.00) Dollars, or so much thereof as may be necessary, out of the Professional

Engineers Fund on deposit in the State Treasury, to pay certain expenses prior to the end of the fiscal year, August 31, 1939, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 1056 ON THIRD READING

Mr. Howard moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1056 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen	Gordon, Mrs.
Allison	Hamilton
Alsup	Hankamer
Baker	Hardeman
of Fort Bend	Hardin
Baker of Grayson	Harp
Bell	Harper
Blankenship	Harrell of Bastrop
Bond	Harrell of Lamar
Boyer	Harris
Bradbury	Heflin
Bradford	Howard
Bray	Howington
Bridgers	Hull
Broadfoot	Isaacks
Bundy	Johnson of Ellis
Burkett	Johnson of Tarrant
Burney	Keith
Cauthorn	Kennedy
Celaya	Kern
Chambers	Kerr
Clark	Kersey
Cleveland	Kinard
Cockrell	King
Coleman	Langdon
Colquitt	Lehman
Colson, Mrs.	Leonard
Corry	Leyendecker
Crossley	Little
Daniel	Lock
Davis of Jasper	Loggins
Davis of Upshur	London
Dean	Mays
Derden	McAlister
Dickison	McDaniel
Dickson	McDonald
Donaghey	McFarland
Dowell	McMurry
Faulkner	McNamara
Felty	Mohrmann
Fielden	Monkhouse
Fuchs	Montgomery
Galbreath	Morris
Gilmer	Newell

Nicholson	Spencer
Oliver	Stinson
Pace	Stoll
Petsch	Talbert
Pevehouse	Taylor
Piner	Tennant
Pope	Thornberry
Ragsdale	Thornton
Reader of Bexar	Turner
Reader of Erath	Vale
Reaves	Vint
Reed	Voigt
Rhodes	Waggoner
Riviere	Weldon
Roach	Wells
Roberts	Westbrook
Robinson	White
Russell	Wilson
Segrist	Winfree
Shell	Wood
Skiles	Worley
Smith of Frio	Wright
Smith of Hopkins	

Nays—6

Bailey	Ferguson
Boyd	Hale
Brown of Cherokee	Hunt

Present—Not Voting

Brown  
of Nacogdoches

Absent

Anderson	Holland
Boethel	Schuenemann
Cornett	Smith
Dwyer	of Matagorda
Goodman	Tarwater

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1056 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—138

Allen	Boyer
Allison	Bradbury
Alsup	Bradford
Anderson	Bray
Bailey	Bridgers
Baker	Broadfoot
of Fort Bend	Bundy
Baker of Grayson	Burkett
Bell	Burney
Blankenship	Cauthorn
Boethel	Celaya
Bond	Chambers
Boyd	Clark

Cleveland	McAlister
Cockrell	McDaniel
Colquitt	McDonald
Colson, Mrs.	McFarland
Cornett	McMurry
Corry	McNamara
Crossley	Mohrmann
Daniel	Monkhouse
Davis of Jasper	Montgomery
Davis of Upshur	Morris
Dean	Newell
Derden	Nicholson
Dickison	Oliver
Dickson	Pace
Donaghey	Pevehouse
Dowell	Piner
Faulkner	Pope
Felty	Ragsdale
Ferguson	Reader of Bexar
Fielden	Reader of Erath
Fuchs	Reaves
Galbreath	Reed
Gilmer	Rhodes
Goodman	Riviere
Gordon, Mrs.	Roach
Hamilton	Roberts
Hankamer	Robinson
Hardeman	Russell
Hardin	Schuenemann
Harp	Segrist
Harper	Shell
Harrell of Bastrop	Skiles
Harrell of Lamar	Smith of Frio
Harris	Smith of Hopkins
Heflin	Smith
Howard	of Matagorda
Howington	Stinson
Hull	Stoll
Isaacks	Talbert
Johnson of Ellis	Tarwater
Johnson of Tarrant	Taylor
Keith	Tennant
Kennedy	Thornberry
Kern	Thornton
Kerr	Turner
Kersey	Vale
Kinard	Voigt
King	Waggoner
Langdon	Weldon
Lehman	Wells
Leonard	Westbrook
Leyendecker	White
Little	Wilson
Lock	Winfree
Loggins	Wood
London	Worley
Mays	Wright

Nays—4

Brown of Cherokee Hunt  
Hale Vint

Present—Not Voting

Brown of Nacogdoches Spencer

Absent

Coleman Holland  
Dwyer Petsch

Absent—Excused

Hartzog

HOUSE BILL NO. 1067 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1067, A bill to be entitled "An Act providing that the securities issued by the Texas National Guard Armory Board shall be legal and authorized investments for life insurance companies and other concerns, officials and persons, as mentioned on the Act, and for public funds, including sinking funds of cities, school districts and other political corporations or subdivisions of said State, and that such securities shall be eligible to secure the deposit of such public funds and sufficient security, to the extent of their value, for such deposits; providing that a finding of unconstitutionality of any part of this Act shall not affect the remainder, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 1067 ON THIRD READING

Mr. Johnson of Tarrant moved that the constitutional rule, requiring bills to be read on three several days, be suspended and that House Bill No. 1067 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen	Bray
Allison	Bridgers
Alsup	Broadfoot
Anderson	Brown of Cherokee
Bailey	Bundy
Baker	Burkett
of Fort Bend	Burney
Baker of Grayson	Cauthorn
Bell	Celaya
Blankenship	Chambers
Boethel	Clark
Bond	Cleveland
Boyd	Cockrell
Boyer	Colquitt
Bradbury	Colson, Mrs.
Bradford	Cornett

Corry	McFarland
Crossley	McMurry
Daniel	McNamara
Davis of Jasper	Mohrmann
Davis of Upshur	Monkhouse
Dean	Montgomery
Derden	Morris
Dickison	Newell
Dickson	Nicholson
Donaghey	Oliver
Dowell	Pace
Faulkner	Petsch
Felty	Pevehouse
Ferguson	Piner
Fielden	Pope
Fuchs	Ragsdale
Galbreath	Reader of Bexar
Gilmer	Reader of Erath
Goodman	Reaves
Gordon, Mrs.	Reed
Hamilton	Rhodes
Hankamer	Riviere
Hardeman	Roach
Hardin	Roberts
Harp	Robinson
Harper	Russell
Harrell of Bastrop	Schuenemann
Harrell of Lamar	Segrist
Harris	Skiles
Heflin	Smith of Frio
Howard	Smith of Hopkins
Howington	Smith
Hull	of Matagorda
Hunt	Spencer
Isaacks	Stinson
Johnson of Ellis	Stoll
Johnson of Tarrant	Talbert
Keith	Tarwater
Kennedy	Taylor
Kern	Tennant
Kerr	Thornberry
Kersey	Thornton
Kinard	Turner
King	Vale
Langdon	Vint
Lehman	Voigt
Leonard	Waggoner
Leyendecker	Weldon
Little	Wells
Lock	Westbrook
Loggins	White
London	Wilson
Mays	Winfree
McAlister	Wood
McDaniel	Worley
McDonald	Wright

## Present—Not Voting

Brown  
of Nacogdoches

## Absent

Coleman  
Dwyer  
HaleHolland  
Shell

## Absent—Excused

Hartzog

The Speaker then laid House Bill No. 1067 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote,

## Yeas—142

Allen	Hankamer
Allison	Hardeman
Alsup	Hardin
Anderson	Harp
Bailey	Harper
Baker	Harrell of Bastrop
of Fort Bend	Harrell of Lamar
Baker of Grayson	Harris
Bell	Heflin
Blankenship	Holland
Boethel	Howington
Bond	Hull
Boyd	Hunt
Boyer	Isaacks
Bradbury	Johnson of Ellis
Bradford	Johnson of Tarrant
Bray	Keith
Bridgers	Kennedy
Broadfoot	Kern
Brown of Cherokee	Kerr
Bundy	Kersey
Burkett	Kinard
Burney	King
Cauthorn	Langdon
Celaya	Lehman
Chambers	Leonard
Clark	Leyendecker
Cleveland	Little
Cockrell	Lock
Colquitt	Loggins
Colson, Mrs.	London
Cornett	Mays
Corry	McAlister
Crossley	McDaniel
Daniel	McDonald
Davis of Jasper	McFarland
Davis of Upshur	McMurry
Dean	McNamara
Derden	Mohrmann
Dickison	Monkhouse
Dickson	Montgomery
Donaghey	Morris
Dowell	Newell
Faulkner	Nicholson
Felty	Oliver
Ferguson	Pace
Fielden	Petsch
Fuchs	Pevehouse
Galbreath	Piner
Gilmer	Pope
Goodman	Ragsdale
Gordon, Mrs.	Reader of Bexar
Hamilton	Reader of Erath

Reaves	Tarwater
Reed	Taylor
Rhodes	Tennant
Riviere	Thornberry
Roach	Thornton
Roberts	Turner
Robinson	Vale
Russell	Vint
Schuenemann	Voigt
Segrist	Waggoner
Skiles	Weldon
Smith of Frio	Wells
Smith of Hopkins	Westbrook
Smith	White
of Matagorda	Wilson
Spencer	Winfree
Stinson	Wood
Stoll	Worley
Talbert	Wright

Present—Not Voting

Brown  
of Nacogdoches

Absent

Coleman	Howard
Dwyer	Shell
Hale	

Absent—Excused

Hartzog

HOUSE BILL NO. 83 ON SECOND READING

The Speaker laid before the House, on its second reading, and passage to engrossment,

H. B. No. 83, A bill to be entitled "An Act providing for the enforced collection of delinquent taxes due to incorporated cities and towns and independent school districts, and providing for City Council and Board of Trustees for independent school districts to enter into contracts for the collections of their delinquent taxes, paying therefor a percentage of the taxes collected, and declaring an emergency."

The bill was read second time.

Mr. Derden offered the following committee amendment to the bill:

Amend House Bill No. 83, by striking out all below the enacting clause and insert in lieu thereof the following:

"Section 1. Whenever the governing body of any city or town, incorporated under the General Laws, or any independent school district shall deem it necessary or expedient, said governing body may contract

with any competent attorney or firm of attorneys or other competent persons to enforce or assist in the enforcement in the collection of any delinquent taxes, penalties, and interest due such unit of government, and shall pay a per cent of the taxes, penalties, and interest actually collected; provided, said governing body shall have given thirty (30) days' written notice to the city or county or district attorney or criminal district attorney in counties where there is no county attorney, whose duty it shall be to approve the contract in all things. Said governing body is further authorized to pay for an abstract for the property assessed or unknown and unrendered, out of the taxes, interest and penalties collected on such land, but all such payments and expenses shall be contingent on the collection of taxes, penalties, and interest and shall not provide for a greater per cent of compensation than fifteen (15) per cent of the delinquent taxes actually collected on real property and shall not be greater than fifteen (15) per cent on delinquent taxes actually collected on personal property, said contract shall provide the period of time in which said governing body desires to effect the collection of such taxes.

"Sec. 2. All the provisions of Title 28, Revised Civil Statutes of Texas of 1925, pertaining to the assessment and collection of taxes by the cities and towns therein designated, and all the provisions of Title 122, Revised Civil Statutes of Texas of 1925, providing for the collection of taxes due the State and county, shall be available in so far as applicable, when invoked, for the levy, assessment and collection of taxes due any city or town incorporated under the General Laws, or any independent school district.

"Sec. 3. The fact that the existing laws as to the method of enforcing the collection of delinquent taxes due to incorporated cities and towns and independent school districts are indefinite, and the further fact that the Supreme Court in the case of the City of South Houston against Dabney, 120 S. W. (2), page 436, held that cities incorporated under the General Laws are not authorized to employ anyone to collect delinquent taxes for a per cent of the

taxes collected, thereby hampering the collection of delinquent taxes due to the incorporated cities, towns, and independent school districts, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 83 was then passed to engrossment.

#### HOUSE BILL NO. 83 ON THIRD READING

Mr. Smith of Matagorda moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 83 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131

Allison	Cornett
Alsup	Corry
Anderson	Crossley
Baker	Daniel
of Fort Bend	Davis of Upshur
Baker of Grayson	Dean
Bell	Derden
Blankenship	Dickison
Boethel	Dickson
Bond	Dowell
Boyd	Faulkner
Boyer	Felty
Bradbury	Ferguson
Bradford	Fielden
Bray	Fuchs
Bridgers	Galbreath
Broadfoot	Goodman
Brown of Cherokee	Gordon, Mrs.
Brown	Hamilton
of Nacogdoches	Hardeman
Burkett	Hardin
Burney	Harp
Cauthorn	Harper
Celaya	Harrell of Bastrop
Chambers	Harrell of Lamar
Clark	Harris
Cleveland	Heflin
Cockrell	Howard
Colquitt	Howington
Colson, Mrs.	Hull

Hunt	Reader of Erath
Johnson of Ellis	Reaves
Johnson of Tarrant	Reed
Keith	Rhodes
Kennedy	Riviere
Kern	Robinson
Kersey	Russell
Kinard	Schuenemann
King	Segrist
Langdon	Shell
Lehman	Skiles
Leonard	Smith of Frio
Little	Smith of Hopkins
Lock	Smith
Loggins	of Matagorda
London	Spencer
Mays	Stinson
McAlister	Talbert
McDaniel	Tarwater
McDonald	Taylor
McFarland	Tennant
McMurry	Thornberry
McNamara	Thornton
Mohrmann	Turner
Monkhouse	Vale
Montgomery	Vint
Morris	Voigt
Newell	Waggoner
Nicholson	Weldon
Oliver	Wells
Pace	Westbrook
Petsch	White
Pevehouse	Wilson
Piner	Winfree
Pope	Wood
Ragsdale	Worley
Reader of Bexar	Wright

Nays—8

Allen	Kerr
Bailey	Roach
Bundy	Roberts
Davis of Jasper	Stoll

Absent

Coleman	Hankamer
Donaghey	Holland
Dwyer	Isaacks
Gilmer	Leyendecker
Hale	

Absent—Excused

Hartzog

The Speaker then laid House Bill No. 83 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—131

Allison	Baker
Alsup	of Fort Bend
Anderson	Baker of Grayson

Bell	Lehman
Blankenship	Leonard
Boethel	Little
Bond	Lock
Boyd	Loggins
Boyer	London
Bradbury	Mays
Bradford	McAlister
Bray	McDaniel
Bridgers	McDonald
Broadfoot	McFarland
Brown of Cherokee	McMurry
Brown of Nacogdoches	McNamara
Burkett	Mohrmann
Burney	Monkhouse
Cauthorn	Montgomery
Celaya	Morris
Chambers	Newell
Clark	Nicholson
Cleveland	Oliver
Cockrell	Pace
Colquitt	Petsch
Colson, Mrs.	Pevehouse
Cornett	Piner
Corry	Pope
Crossley	Ragsdale
Daniel	Reader of Bexar
Davis of Upshur	Reader of Erath
Dean	Reaves
Derden	Reed
Dickson	Rhodes
Dickson	Riviere
Dowell	Robinson
Faulkner	Russell
Felty	Schuenemann
Ferguson	Segrist
Fielden	Shell
Fuchs	Skiles
Galbreath	Smith of Frio
Goodman	Smith of Hopkins
Gordon, Mrs.	Smith of Matagorda
Hamilton	Spencer
Hardeman	Stinson
Hardin	Talbert
Harp	Tarwater
Harper	Taylor
Harrell of Bastrop	Tennant
Harrell of Lamar	Thornberry
Harris	Thornton
Heflin	Turner
Howard	Vale
Howington	Vint
Hull	Voigt
Hunt	Waggoner
Johnson of Ellis	Weldon
Johnson of Tarrant	Wells
Keith	Westbrook
Kennedy	White
Kern	Wilson
Kersey	Winfree
Kinard	Wood
King	Worley
Langdon	Wright

Nays—8

Allen	Kerr
Bailey	Roach
Bundy	Roberts
Davis of Jasper	Stoll

Absent

Coleman	Hankamer
Donaghey	Holland
Dwyer	Isaacks
Gilmer	Leyendecker
Hale	

Absent—Excused

Hartzog

SENATE BILL NO. 41 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 41, A bill to be entitled "An Act to facilitate the cooperation of this State with other units of government, determining the membership of the Board, and establishing the Texas Commission on Interstate Cooperation; describing the functions and operations of said Commission; providing for the establishment of delegations and committees; providing for reports, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 41 ON THIRD READING

Mr. Harris moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 41 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—137

Allen	Boyer
Allison	Bradbury
Alsop	Bradford
Anderson	Bray
Bailey	Bridgers
Baker	Broadfoot
of Fort Bend	Brown of Cherokee
Baker of Grayson	Bundy
Bell	Burkett
Blankenship	Burney
Boethel	Cauthorn
Bond	Celaya
Boyd	Chambers

Clark	McDonald
Cleveland	McFarland
Cockrell	McMurry
Coleman	McNamara
Colquitt	Mohrmann
Colson, Mrs.	Monkhouse
Corry	Montgomery
Crossley	Morris
Daniel	Newell
Davis of Jasper	Nicholson
Davis of Upshur	Oliver
Dean	Pace
Derden	Petsch
Dickison	Pevehouse
Dickson	Piner
Dowell	Pope
Faulkner	Ragsdale
Felty	Reader of Bexar
Ferguson	Reader of Erath
Fielden	Reaves
Fuchs	Reed
Galbreath	Rhodes
Gilmer	Riviere
Goodman	Roach
Gordon, Mrs.	Roberts
Hamilton	Robinson
Hardeman	Russell
Harp	Schuenemann
Harper	Segrist
Harrell of Bastrop	Skiles
Harrell of Lamar	Smith of Frio
Harris	Smith of Hopkins
Heflin	Smith
Holland	of Matagorda
Howard	Spencer
Howington	Stinson
Hunt	Stoll
Johnson of Ellis	Talbert
Johnson of Tarrant	Tarwater
Keith	Taylor
Kennedy	Tennant
Kern	Thornberry
Kerr	Thornton
Kersey	Turner
Kinard	Vale
King	Vint
Langdon	Voigt
Lehman	Waggoner
Leonard	Weldon
Leyendecker	Wells
Little	Westbrook
Lock	Wilson
Loggins	Winfree
London	Wood
Mays	Worley
McAlister	Wright
McDaniel	

Nays—1

Hardin

Present—Not Voting

Brown  
of Nacogdoches

## Absent

Cornett	Hull
Donaghey	Isaacks
Dwyer	Shell
Hale	White
Hankamer	

Absent—Excused

Hartzog

The Speaker then laid Senate Bill No. 41 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—137

Allen	Fuchs
Allison	Galbreath
Alsup	Gilmer
Anderson	Goodman
Bailey	Gordon, Mrs.
Baker	Hamilton
of Fort Bend	Hardeman
Baker of Grayson	Harp
Bell	Harper
Blankenship	Harrell of Bastrop
Boethel	Harrell of Lamar
Bond	Harris
Boyd	Heflin
Boyer	Holland
Bradbury	Howard
Bradford	Howington
Bray	Hunt
Bridgers	Johnson of Ellis
Broadfoot	Johnson of Tarrant
Brown of Cherokee	Keith
Bundy	Kennedy
Burkett	Kern
Burney	Kerr
Cauthorn	Kersey
Celaya	Kinard
Chambers	King
Clark	Langdon
Cleveland	Lehman
Cockrell	Leonard
Coleman	Leyendecker
Colson, Mrs.	Little
Cornett	Lock
Corry	Loggins
Crossley	London
Daniel	Mays
Davis of Jasper	McAlister
Davis of Upshur	McDaniel
Dean	McDonald
Derden	McFarland
Dickison	McMurry
Dickson	McNamara
Dowell	Mohrmann
Faulkner	Monkhouse
Felty	Montgomery
Ferguson	Morris
Fielden	Newell

Nicholson	Smith
Oliver	of Matagorda
Pace	Spencer
Petsch	Stinson
Pevehouse	Stoll
Piner	Talbert
Pope	Tarwater
Ragsdale	Taylor
Reader of Bexar	Tennant
Reader of Erath	Thornberry
Reaves	Thornton
Reed	Turner
Rhodes	Vale
Riviere	Vint
Roach	Voigt
Roberts	Waggoner
Robinson	Weldon
Russell	Wells
Schuenemann	Westbrook
Segrist	Wilson
Skiles	Winfree
Smith of Frio	Wood
Smith of Hopkins	Worley
	Wright

Nays—1

Hardin

Present—Not Voting

Brown  
of Nacogdoches

Absent

Colquitt	Hull
Donaghey	Isaacks
Dwyer	Shell
Hale	White

Absent—Excused

Hartzog

(Mr. Leonard in the Chair.)

SENATE BILL NO. 112 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 112, A bill to be entitled "An Act to amend Article 498, Chapter 8, Title 16, of the Revised Civil Statutes of Texas, 1925, relating to fidelity bonds of certain officers and employees of State banking institutions, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 112 ON THIRD READING

Mr. Goodman moved that the constitutional rule, requiring bills to be

read on three several days, be suspended, and that Senate Bill No. 112 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—138

Allen	Harp
Allison	Harper
Alsup	Harrell of Bastrop
Anderson	Harrell of Lamar
Bailey	Harris
Baker	Heflin
of Fort Bend	Holland
Baker of Grayson	Howard
Bell	Howington
Blankenship	Hull
Boethel	Hunt
Bond	Johnson of Ellis
Boyd	Johnson of Tarrant
Boyer	Keith
Bradbury	Kennedy
Bradford	Kern
Bray	Kerr
Bridgers	Kersey
Broadfoot	Kinard
Brown of Cherokee	King
Bundy	Langdon
Burkett	Lehman
Burney	Leonard
Cauthorn	Leyendecker
Celaya	Little
Chambers	Lock
Clark	Loggins
Cleveland	London
Cockrell	Mays
Coleman	McAlister
Colquitt	McDaniel
Colson, Mrs.	McDonald
Cornett	McMurry
Corry	McNamara
Crossley	Mohrmann
Daniel	Monkhouse
Davis of Jasper	Montgomery
Davis of Upshur	Morris
Dean	Newell
Derden	Nicholson
Dickison	Oliver
Dickson	Pace
Donaghey	Petsch
Dowell	Pevehouse
Faulkner	Piner
Felty	Pope
Ferguson	Ragsdale
Fielden	Reaves
Fuchs	Reed
Galbreath	Rhodes
Gilmer	Riviere
Goodman	Roach
Gordon, Mrs.	Roberts
Hamilton	Robinson
Hardeman	Russell
Hardin	Schuenemann

Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Spencer  
Stinson  
Stoll  
Talbert  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner

Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Tarwater

Present—Not Voting

Brown  
of Nacogdoches

Absent

Dwyer  
Hale  
Hankamer  
Isaacks  
McFarland

Reader of Bexar  
Reader of Erath  
Smith  
of Matagorda

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 112 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—138

Allen	Chambers
Allison	Clark
Alsup	Cleveland
Anderson	Cockrell
Bailey	Coleman
Baker	Colquitt
of Fort Bend	Colson, Mrs.
Baker of Grayson	Cornett
Bell	Corry
Blankenship	Crossley
Boethel	Daniel
Bond	Davis of Jasper
Boyd	Davis of Upshur
Boyer	Dean
Bradbury	Derden
Bradford	Dickison
Bray	Dickson
Bridgers	Donaghey
Broadfoot	Dowell
Brown of Cherokee	Faulkner
Bundy	Felty
Burkett	Ferguson
Burney	Fielden
Cauthorn	Fuchs
Celaya	Galbreath

Gilmer	Nicholson
Goodman	Oliver
Gordon, Mrs.	Pace
Hamilton	Petsch
Hardeman	Pevehouse
Hardin	Piner
Harp	Pope
Harper	Ragsdale
Harrell of Bastrop	Reaves
Harrell of Lamar	Reed
Harris	Rhodes
Heflin	Riviere
Holland	Roach
Howard	Roberts
Howington	Robinson
Hull	Russell
Hunt	Schuenemann
Johnson of Ellis	Segrist
Johnson of Tarrant	Shell
Keith	Skiles
Kennedy	Smith of Frio
Kern	Smith of Hopkins
Kerr	Spencer
Kersey	Stinson
Kinard	Stoll
King	Talbert
Langdon	Taylor
Lehman	Tennant
Leonard	Thornberry
Leyendecker	Thornton
Little	Turner
Lock	Vale
Loggins	Vint
London	Voigt
Mays	Waggoner
McAlister	Weldon
McDaniel	Wells
McDonald	Westbrook
McMurry	White
McNamara	Wilson
Mohrmann	Winfree
Monkhouse	Wood
Montgomery	Worley
Morris	Wright
Newell	

Nays—1

Tarwater

Present—Not Voting

Brown  
of Nacogdoches

Absent

Dwyer	Reader of Bexar
Hale	Reader of Erath
Hankamer	Smith
Isaacks	of Matagorda
McFarland	

Present—Not Voting

Hartzog

**SENATE BILL NO. 114 ON SECOND READING**

The Chair laid before the House on its second reading and passage to third reading,

S. B. No. 114, A bill to be entitled "An Act to amend Section 8, of Senate Bill No. 165, Chapter 165, passed by the Forty-second Legislature and all amendments thereof with respect to bonds of officers, etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

**SENATE BILL NO. 114 ON THIRD READING**

Mr. Goodman moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 114 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen	Davis of Jasper
Allison	Davis of Upshur
Alsup	Dean
Bailey	Derden
Baker	Dickison
of Fort Bend	Dickson
Baker of Grayson	Donaghey
Bell	Dowell
Blankenship	Faulkner
Boethel	Felty
Bond	Ferguson
Boyd	Fielden
Boyer	Fuchs
Bradbury	Galbreath
Bradford	Gilmer
Bray	Goodman
Bridgers	Gordon, Mrs.
Broadfoot	Hamilton
Brown of Cherokee	Hankamer
Bundy	Hardeman
Burkett	Hardin
Burney	Harp
Cauthorn	Harper
Celaya	Harrell of Bastrop
Chambers	Harrell of Lamar
Clark	Harris
Cleveland	Heflin
Cockrell	Holland
Coleman	Howard
Colquitt	Howington
Colson, Mrs.	Hull
Cornett	Hunt
Corry	Johnson of Ellis
Crossley	Johnson of Tarrant
Daniel	Keith

Kennedy	Reed
Kern	Rhodes
Kerr	Riviere
Kersey	Roach
Kinard	Roberts
King	Robinson
Langdon	Russell
Lehman	Schuenemann
Leonard	Segrist
Leyendecker	Shell
Little	Skiles
Lock	Smith of Frio
Loggins	Smith of Hopkins
London	Spencer
Mays	Stinson
McAlister	Stoll
McDaniel	Talbert
McDonald	Tarwater
McFarland	Taylor
McMurry	Tennant
McNamara	Thornberry
Mohrmann	Thornton
Monkhouse	Turner
Montgomery	Vale
Morris	Vint
Newell	Voigt
Nicholson	Waggoner
Oliver	Weldon
Pace	Wells
Petsch	Westbrook
Pevehouse	White
Piner	Wilson
Pope	Winfree
Ragsdale	Wood
Reader of Bexar	Worley
Reader of Erath	Wright
Reaves	

Present—Not Voting

Brown of Nacogdoches

Absent

Anderson	Isaacks
Dwyer	Smith
Hale	of Matagorda

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 114 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—142

Allen	Baker of Grayson
Allison	Bell
Alsup	Blankenship
Bailey	Boethel
Baker	Bond
of Fort Bend	Boyd

Boyer	Langdon
Bradbury	Lehman
Bradford	Leonard
Bray	Leyendecker
Bridgers	Little
Broadfoot	Lock
Brown of Cherokee	Loggins
Bundy	London
Burkett	Mays
Burney	McAlister
Cauthorn	McDaniel
Celaya	McDonald
Chambers	McFarland
Clark	McMurry
Cleveland	McNamara
Cockrell	Mohrmann
Coleman	Monkhouse
Colquitt	Montgomery
Colson, Mrs.	Morris
Cornett	Newell
Corry	Nicholson
Crossley	Oliver
Daniel	Pace
Davis of Jasper	Petsch
Davis of Upshur	Pevehouse
Dean	Piner
Derden	Pope
Dickson	Ragsdale
Dickson	Reader of Bexar
Donaghey	Reader of Erath
Dowell	Reaves
Faulkner	Reed
Felty	Rhodes
Ferguson	Riviere
Fielden	Roach
Fuchs	Roberts
Galbreath	Robinson
Gilmer	Russell
Goodman	Schuenemann
Gordon, Mrs.	Segrist
Hamilton	Shell
Hankamer	Skiles
Hardeman	Smith of Frio
Hardin	Smith of Hopkins
Harp	Spencer
Harper	Stinson
Harrell of Bastrop	Stoll
Harrell of Lamar	Talbert
Harris	Tarwater
Heflin	Taylor
Holland	Tennant
Howard	Thornberry
Howington	Thornton
Hull	Turner
Hunt	Vale
Johnson of Ellis	Vint
Johnson of Tarrant	Voigt
Keith	Waggoner
Kennedy	Weldon
Kern	Wells
Kerr	Westbrook
Kersey	White
Kinard	Wilson
King	Winfree

Wood	Wright
Worley	
Present—Not Voting	
Brown	
of Nacogdoches	
Absent	
Anderson	Isaacks
Dwyer	Smith
Hale	of Matagorda
Absent—Excused	

Hartzog

#### SENATE BILL NO. 115 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 115, A bill to be entitled "An Act amending Section 22 of Senate Bill No. 111, Chapter 61, passed at the Second Called Session of the Forty-first Legislature, regulating building and loan associations with respect to bonds of officers and employees, etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

#### SENATE BILL NO. 115 ON THIRD READING

Mr. Goodman moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 115 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—141

Allen	Broadfoot
Allison	Brown of Cherokee
Alsup	Bundy
Bailey	Burkett
Baker	Burney
of Fort Bend	Cauthorn
Baker of Grayson	Celaya
Bell	Chambers
Blankenship	Clark
Boethel	Cleveland
Bond	Cockrell
Boyd	Coleman
Boyer	Colquitt
Bradbury	Colson, Mrs.
Bradford	Cornett
Bray	Corry
Bridgers	Crossley

Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Derden  
 Dickison  
 Dickson  
 Donaghey  
 Dowell  
 Faulkner  
 Felty  
 Ferguson  
 Fielden  
 Galbreath  
 Gilmer  
 Goodman  
 Gordon, Mrs.  
 Hale  
 Hamilton  
 Hankamer  
 Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Heflin  
 Holland  
 Howard  
 Howington  
 Hull  
 Hunt  
 Johnson of Ellis  
 Johnson of Tarrant  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald

McFarland  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Ragsdale  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Shell  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Nays—2

Fuchs  
 Tarwater

Present—Not Voting

Brown  
 of Nacogdoches

Absent

Anderson  
 Dwyer  
 Isaacks

Smith  
 of Matagorda

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 115 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—141

Allen  
 Allison  
 Alsup  
 Bailey  
 Baker  
 of Fort Bend  
 Baker of Grayson  
 Bell  
 Blankenship  
 Boethel  
 Bond  
 Boyd  
 Boyer  
 Bradbury  
 Bradford  
 Bray  
 Bridgers  
 Broadfoot  
 Brown of Cherokee  
 Bundy  
 Burkett  
 Burney  
 Cauthorn  
 Celaya  
 Chambers  
 Clark  
 Cleveland  
 Cockrell  
 Coleman  
 Colquitt  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Derden  
 Dickison  
 Dickson  
 Donaghey  
 Dowell  
 Faulkner  
 Felty  
 Ferguson  
 Fielden  
 Galbreath

Gilmer  
 Goodman  
 Gordon, Mrs.  
 Hale  
 Hamilton  
 Hankamer  
 Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Heflin  
 Holland  
 Howard  
 Howington  
 Hull  
 Hunt  
 Johnson of Ellis  
 Johnson of Tarrant  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell

Nicholson	Smith of Hopkins
Oliver	Spencer
Pace	Stinson
Petsch	Stoll
Pevehouse	Talbert
Piner	Taylor
Pope	Tennant
Ragsdale	Thornberry
Reader of Bexar	Thornton
Reader of Erath	Turner
Reaves	Vale
Reed	Vint
Rhodes	Voigt
Riviere	Waggoner
Roach	Weldon
Roberts	Wells
Robinson	Westbrook
Russell	White
Schuenemann	Wilson
Segrist	Winfree
Shell	Wood
Skiles	Worley
Smith of Frio	Wright

## Nays—2

Fuchs	Tarwater
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## Present—Not Voting

Brown
of Nacogdoches

## Absent

Anderson	Smith
Dwyer	of Matagorda
Isaacks	

## Absent—Excused

Hartzog
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## SENATE BILL NO. 121 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 121, A bill to be entitled "An Act amending Section 19, Subsection-h of Senate Bill No. 5, Acts of the Forty-fourth Legislature, Second Called Session by thereto adding Subsection-h-2 affecting the appointment and salaries of deputies in the offices of District Clerks, etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

## SENATE BILL NO. 121 ON THIRD READING

Mr. Dickison moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 121

be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—143

Allen	Harper
Allison	Harrell of Bastrop
Alsup	Harrell of Lamar
Bailey	Harris
Baker	Heflin
of Fort Bend	Holland
Baker of Grayson	Howard
Bell	Howington
Blankenship	Hull
Boethel	Hunt
Bond	Johnson of Ellis
Boyd	Johnson of Tarrant
Boyer	Keith
Bradbury	Kennedy
Bradford	Kern
Bray	Kerr
Bridgers	Kersey
Broadfoot	Kinard
Brown of Cherokee	King
Bundy	Langdon
Burkett	Lehman
Burney	Leonard
Cauthorn	Leyendecker
Celaya	Little
Chambers	Lock
Clark	Loggins
Cleveland	London
Cockrell	Mays
Coleman	McAlister
Colquitt	McDaniel
Colson, Mrs.	McDonald
Cornett	McFarland
Corry	McMurry
Crossley	McNamara
Daniel	Mohrmann
Davis of Jasper	Monkhouse
Davis of Upshur	Montgomery
Dean	Morris
Derden	Newell
Dickison	Nicholson
Dickson	Oliver
Donaghey	Pace
Dowell	Petsch
Faulkner	Pevehouse
Felty	Piner
Ferguson	Pope
Fielden	Ragsdale
Fuchs	Reader of Bexar
Galbreath	Reader of Erath
Gilmer	Reaves
Goodman	Reed
Gordon, Mrs.	Rhodes
Hale	Riviere
Hamilton	Roach
Hankamer	Roberts
Hardeman	Robinson
Hardin	Russell
Harp	Schuenemann

Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton

Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Present—Not Voting

Brown  
of Nacogdoches

Absent

Anderson  
Dwyer  
Isaacks

Smith  
of Matagorda

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 121 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas— 143

Allen	Colquitt
Allison	Colson, Mrs.
Alsup	Cornett
Bailey	Corry
Baker	Crossley
of Fort Bend	Daniel
Baker of Grayson	Davis of Jasper
Bell	Davis of Upshur
Blankenship	Dean
Boethel	Derden
Bond	Dickson
Boyd	Dickson
Boyer	Donaghey
Bradbury	Dowell
Bradford	Faulkner
Bray	Felty
Bridgers	Ferguson
Broadfoot	Fielden
Brown of Cherokee	Fuchs
Bundy	Galbreath
Burkett	Gilmer
Burney	Goodman
Cauthorn	Gordon, Mrs.
Celaya	Hale
Chambers	Hamilton
Clark	Hankamer
Cleveland	Hardeman
Cockrell	Hardin
Coleman	Harp

Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Heflin  
Holland  
Howard  
Howington  
Hull  
Hunt  
Johnson of Ellis  
Johnson of Tarrant  
Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch

Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Present—Not Voting

Brown  
of Nacogdoches

Absent

Anderson  
Dwyer  
Isaacks

Smith  
of Matagorda

Absent—Excused

Hartzog

SENATE BILL NO. 141 ON SECOND READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 141, A bill to be entitled "An Act amending Article 3393a of

the Revised Civil Statutes of 1925, (Acts, 1929, Forty-first Legislature, page 130, Chapter 63, Section 1), and Article 3396 of the Revised Civil Statutes of 1925, as amended by Acts of 1935, Forty-fourth Legislature, page 654, Chapter 266, Section 1, so as to provide for the method of reducing the amount of bonds required of executors and administrators and for service by citation by mail upon parties in interest not resident in a county; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to third reading.

#### SENATE BILL NO. 141 ON THIRD READING

Mr. Derden moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 141 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—135

Allison	Daniel
Alsop	Davis of Jasper
Bailey	Dean
Baker	Derden
of Fort Bend	Dickison
Baker of Grayson	Dickson
Bell	Dowell
Blankenship	Faulkner
Boethel	Felty
Bond	Ferguson
Boyd	Fuchs
Boyer	Goodman
Bradbury	Gordon, Mrs.
Bradford	Hale
Bray	Hamilton
Bridgers	Hankamer
Broadfoot	Hardeman
Brown of Cherokee	Hardin
Brown	Harp
of Nacogdoches	Harper
Bundy	Harrell of Bastrop
Burney	Harrell of Lamar
Cauthorn	Harris
Celaya	Heflin
Chambers	Holland
Clark	Howard
Cleveland	Howington
Cockrell	Hull
Coleman	Hunt
Colquitt	Johnson of Ellis
Colson, Mrs.	Johnson of Tarrant
Cornett	Keith
Corry	Kennedy
Crossley	Kern

Kerr	Rhodes
Kersey	Riviere
Kinard	Roach
Langdon	Roberts
Lehman	Robinson
Leonard	Russell
Leyendecker	Schuenemann
Little	Segrist
Lock	Shell
Loggins	Skiles
London	Smith of Frio
Mays	Smith of Hopkins
McAlister	Smith
McDaniel	of Matagorda
McDonald	Stoll
McFarland	Talbert
McMurry	Tarwater
McNamara	Taylor
Mohrmann	Tennant
Monkhouse	Thornberry
Montgomery	Thornton
Morris	Turner
Newell	Vale
Nicholson	Vint
Oliver	Voigt
Pace	Waggoner
Petsch	Weldon
Pevehouse	Wells
Piner	Westbrook
Pope	White
Ragsdale	Wilson
Reader of Bexar	Winfree
Reader of Erath	Wood
Reaves	Worley
Reed	Wright

Nays—5

Allen	Galbreath
Davis of Upshur	Spencer
Fielden	

Present—Not Voting

Gilmer

Absent

Anderson	Isaacks
Burkett	King
Donaghey	Stinson
Dwyer	

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 141 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—135

Allison	Baker of Grayson
Alsop	Bell
Bailey	Blankenship
Baker	Boethel
Bond	of Fort Bend

Boyd	Leyendecker
Boyer	Little
Bradbury	Lock
Bradford	Loggins
Bray	London
Bridgers	Mays
Broadfoot	McAlister
Brown of Cherokee	McDaniel
Brown	McDonald
of Nacogdoches	McFarland
Bundy	McMurry
Burney	McNamara
Cauthorn	Mohrmann
Celaya	Monkhouse
Chambers	Montgomery
Clark	Morris
Cleveland	Newell
Cockrell	Nicholson
Coleman	Oliver
Colquitt	Pace
Colson, Mrs.	Petsch
Cornett	Pevehouse
Corry	Piner
Crossley	Pope
Daniel	Ragsdale
Davis of Jasper	Reader of Bexar
Dean	Reader of Erath
Derden	Reaves
Dickison	Reed
Dickson	Rhodes
Dowell	Riviere
Faulkner	Roach
Felty	Roberts
Ferguson	Robinson
Fuchs	Russell
Goodman	Schuenemann
Gordon, Mrs.	Segrist
Hale	Shell
Hamilton	Skiles
Hankamer	Smith of Frio
Hardeman	Smith of Hopkins
Hardin	Smith
Harp	of Matagorda
Harper	Stoll
Harrell of Bastrop	Talbert
Harrell of Lamar	Tarwater
Harris	Taylor
Heflin	Tennant
Holland	Thornberry
Howard	Thornton
Howington	Turner
Hull	Vale
Hunt	Vint
Johnson of Ellis	Voigt
Johnson of Tarrant	Waggoner
Keith	Weldon
Kennedy	Wells
Kern	Westbrook
Kerr	White
Kersey	Wilson
Kinard	Winfree
Langdon	Wood
Lehman	Worley
Leonard	Wright

Nays—5

Allen	Galbreath
Davis of Upshur	Spencer
Fielden	

Present—Not Voting

Gilmer

Absent

Anderson	Isaacks
Burkett	King
Donaghey	Stinson
Dwyer	

Absent—Excused

Hartzog

SENATE BILL NO. 177 ON SECOND READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 177, A bill to be entitled "An Act to amend Article 3118 of Revised Civil Statutes of 1925, Article 3134 of Revised Civil Statutes of 1925, and Article 3139, as amended by Senate Bill No. 60, Chapter 15, Acts of the First Called Session of the Fortieth Legislature, as amended by Senate Bill No. 153, Chapter 264, Acts of the Regular Session of the Forty-fifth Legislature, so as to provide for the equal representation of men and women on political party precinct, county and State conventions and executive committees; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 177 ON THIRD READING

Mrs. Gordon moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 177 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—139

Allen	Baker of Grayson
Allison	Bell
Alsup	Blankenship
Anderson	Boethel
Bailey	Bond
Baker	Boyd
of Fort Bend	Boyer

Bradbury	Leyendecker
Bradford	Little
Bray	Lock
Bridgers	Loggins
Broadfoot	London
Brown of Cherokee	Mays
Brown	McAlister
of Nacogdoches	McDaniel
Bundy	McDonald
Burkett	McFarland
Burney	McMurry
Cauthorn	McNamara
Celaya	Mohrmann
Chambers	Monkhouse
Clark	Montgomery
Cleveland	Morris
Cockrell	Newell
Coleman	Nicholson
Colquitt	Oliver
Colson, Mrs.	Pace
Cornett	Pevehouse
Corry	Piner
Crossley	Pope
Daniel	Ragsdale
Davis of Jasper	Reader of Bexar
Davis of Upshur	Reader of Erath
Dean	Reaves
Dickison	Reed
Donaghey	Rhodes
Dowell	Riviere
Faulkner	Roach
Felty	Roberts
Ferguson	Robinson
Fielden	Russell
Fuchs	Schuenemann
Galbreath	Segrist
Gilmer	Shell
Goodman	Skiles
Gordon, Mrs.	Smith of Frio
Hale	Smith of Hopkins
Hamilton	Spencer
Hankamer	Stinson
Hardin	Stoll
Harp	Talbert
Harper	Tarwater
Harrell of Bastrop	Taylor
Harrell of Lamar	Tennant
Harris	Thornberry
Heflin	Thornton
Holland	Turner
Howard	Vale
Howington	Vint
Johnson of Ellis	Voigt
Johnson of Tarrant	Waggoner
Keith	Weldon
Kennedy	Wells
Kern	Westbrook
Kerr	White
Kersey	Wilson
Kinard	Winfree
King	Wood
Langdon	Worley
Lehman	Wright
Leonard	

Nays—1

Dickson

Absent

Derden                    Isaacks  
Dwyer                    Petsch  
Hardeman                Smith  
Hull                        of Matagorda  
Hunt

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 177 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—139

Allen	Faulkner
Allison	Felty
Alsup	Ferguson
Anderson	Fielden
Bailey	Fuchs
Baker	Galbreath
of Fort Bend	Gilmer
Baker of Grayson	Goodman
Bell	Gordon, Mrs.
Blankenship	Hale
Boethel	Hamilton
Bond	Hankamer
Boyd	Hardin
Boyer	Harp
Bradbury	Harper
Bradford	Harrell of Bastrop
Bray	Harrell of Lamar
Bridgers	Harris
Broadfoot	Heflin
Brown of Cherokee	Holland
Brown	Howard
of Nacogdoches	Howington
Bundy	Johnson of Ellis
Burkett	Johnson of Tarrant
Burney	Keith
Cauthorn	Kennedy
Celaya	Kern
Chambers	Kerr
Clark	Kersey
Cleveland	Kinard
Cockrell	King
Coleman	Langdon
Colquitt	Lehman
Colson, Mrs.	Leonard
Cornett	Leyendecker
Corry	Little
Crossley	Lock
Daniel	Loggins
Davis of Jasper	London
Davis of Upshur	Mays
Dean	McAlister
Dickison	McDaniel
Donaghey	McDonald
Dowell	McFarland

McMurry	Skiles
McNamara	Smith of Frio
Mohrmann	Smith of Hopkins
Monkhouse	Spencer
Montgomery	Stinson
Morris	Stoli
Newell	Talbert
Nicholson	Tarwater
Oliver	Taylor
Pace	Tennant
Pevehouse	Thornberry
Piner	Thornton
Pope	Turner
Ragsdale	Vale
Reader of Bexar	Vint
Reader of Erath	Voigt
Reaves	Waggoner
Reed	Weldon
Rhodes	Wells
Riviere	Westbrook
Roach	White
Roberts	Wilson
Robinson	Winfree
Russell	Wood
Schuenemann	Worley
Segrist	Wright
Shell	

Nays—1

Dickson

Absent

Derden	Isaacks
Dwyer	Petsch
Hardeman	Smith
Hull	of Matagorda
Hunt	

Absent—Excused

Hartzog

SENATE BILL NO. 211 ON SECOND-READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 211, A bill to be entitled "An Act making an emergency appropriation for the balance of the fiscal year ending August 31, 1939, to pay the salary and necessary traveling, engineering, clerical and miscellaneous expenses of the Rio Grande Compact Commissioner for Texas in connection with the negotiation, administration and enforcement of the permanent Rio Grande Compact between the States of Texas, Colorado and New Mexico, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 211 ON THIRD READING

Mr. Hankamer moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 211 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—139

Allen	Hankamer
Allison	Hardeman
Alsup	Hardin
Bailey	Harp
Baker of Grayson	Harper
Bell	Harrell of Bastrop
Blankenship	Harrell of Lamar
Boethel	Harris
Bond	Heflin
Boyd	Holland
Boyer	Howard
Bradford	Howington
Bray	Hull
Bridgers	Hunt
Broadfoot	Isaacks
Brown of Cherokee	Johnson of Ellis
Brown of Nacogdoches	Keith
Bundy	Kennedy
Burkett	Kern
Burney	Kerr
Cauthorn	Kersey
Celaya	Kinard
Chambers	King
Clark	Langdon
Cleveland	Lehman
Cockrell	Leonard
Coleman	Leyendecker
Colquitt	Little
Colson, Mrs.	Lock
Corry	Loggins
Crossley	London
Daniel	Mays
Davis of Jasper	McAlister
Davis of Upshur	McDaniel
Dean	McDonald
Derden	McFarland
Dickison	McMurry
Dickson	McNamara
Dowell	Mohrmann
Faulkner	Monkhouse
Felty	Montgomery
Ferguson	Morris
Fielden	Newell
Fuchs	Nicholson
Galbreath	Oliver
Gilmer	Pace
Goodman	Petsch
Gordon, Mrs.	Pevehouse
Hale	Piner
Hamilton	Pope
	Ragsdale

Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Shell  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Spencer  
 Stinson  
 Stoll

Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Absent

Anderson  
 Baker  
 of Fort Bend  
 Bradbury  
 Cornett  
 Donaghey

Dwyer  
 Johnson of Tarrant  
 Smith  
 of Matagorda  
 Thornton

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 211 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—139

Allen  
 Allison  
 Alsup  
 Bailey  
 Baker of Grayson  
 Bell  
 Blankenship  
 Boethel  
 Bond  
 Boyd  
 Boyer  
 Bradford  
 Bray  
 Bridgers  
 Broadfoot  
 Brown of Cherokee  
 Brown  
 of Nacogdoches  
 Bundy  
 Burkett  
 Burney  
 Cauthorn  
 Celaya  
 Chambers  
 Clark  
 Cleveland

Cockrell  
 Colquitt  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Derden  
 Dickison  
 Dickson  
 Dowell  
 Faulkner  
 Felty  
 Ferguson  
 Fielden  
 Fuchs  
 Galbreath  
 Gilmer  
 Goodman  
 Gordon, Mrs.  
 Hale  
 Hamilton  
 Hankamer

Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Heflin  
 Holland  
 Howard  
 Howington  
 Hull  
 Hunt  
 Isaacks  
 Johnson of Ellis  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver

Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Ragsdale  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Shell  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Absent

Anderson  
 Baker  
 of Fort Bend  
 Bradbury  
 Coleman  
 Donaghey

Dwyer  
 Johnson of Tarrant  
 Smith  
 of Matagorda  
 Thornton

Absent—Excused

Hartzog

SENATE BILL NO. 220 ON SECOND READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 220, A bill to be entitled "An Act fixing the compensation of County Auditors in every county hav-

ing a population of not less than 51,779 nor more than 52,000, etc., providing a saving clause, and declaring an emergency."

The bill was read second time.

Mr. Pope offered the following amendment to the bill:

Amend Senate Bill No. 220, by striking out all after the enacting clause and insert in lieu thereof, the following:

"Section 1. That Article 1645, Revised Civil Statutes of Texas, 1925, as amended by Chapter 15, Acts of the Forty-fifth Legislature, First Called Session, be and the same is hereby amended by adding a Section to be known as 1645a-4 which shall read, as follows:

"Article 1645a-4. In all counties containing a population of not less than 51,779, nor more than 52,000 according to the last preceding Federal Census, the County Auditor shall receive a salary of not more than Four Thousand (\$4,000.00) Dollars per annum, payable in equal monthly installments upon order of the Commissioners' Court.

"Sec. 2. That all laws and parts of laws in conflict herewith are hereby expressly repealed.

"Sec. 3. The fact that the County Auditors in fast growing counties and equally large increased valuations are inadequately compensated by reason of the fact that their duties have been heavily increased with the growth of the county, and the fact that the position of County Auditor in Counties of this class carry great responsibilities and the salary paid him should be in line with that paid to other officials of the county, creates an emergency and an imperative public necessity that the Constitutional Rule requiring all bills to be read on three several days in each House be, and the same is hereby suspended and this shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

Senate Bill No. 220 was then passed to third reading.

SENATE BILL NO. 220 ON THIRD READING

Mr. Pope moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 220 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen	Gordon, Mrs.
Allison	Hale
Alsup	Hamilton
Anderson	Hankamer
Bailey	Hardeman
Baker	Hardin
of Fort Bend	Harp
Baker of Grayson	Harper
Blankenship	Harrell of Bastrop
Boethel	Harrell of Lamar
Boyd	Harris
Boyer	Heflin
Bradbury	Holland
Bradford	Howard
Bray	Howington
Bridgers	Hull
Broadfoot	Isaacks
Brown of Cherokee	Johnson of Ellis
Brown	Kennedy
of Nacogdoches	Kern
Bundy	Kerr
Burkett	Kersey
Burney	Kinard
Cauthorn	King
Celaya	Langdon
Chambers	Lehman
Clark	Leonard
Cleveland	Leyendecker
Cockrell	Little
Coleman	Lock
Colquitt	Loggins
Colson, Mrs.	London
Cornett	Mays
Corry	McAlister
Crossley	McDaniel
Daniel	McDonald
Davis of Jasper	McFarland
Davis of Upshur	McMurry
Dean	McNamara
Derden	Mohrmann
Dickison	Monkhouse
Dickson	Montgomery
Donaghey	Morris
Dowell	Newell
Faulkner	Nicholson
Felty	Oliver
Ferguson	Pace
Fielden	Petsch
Fuchs	Pevehouse
Galbreath	Piner
Gilmer	Pope
Goodman	Ragsdale

Reader of Bexar	Talbert
Reader of Erath	Tarwater
Reaves	Taylor
Reed	Tennant
Rhodes	Thornberry
Riviere	Thornton
Roach	Turner
Roberts	Vale
Robinson	Vint
Russell	Voigt
Schuenemann	Waggoner
Segrist	Weldon
Shell	Wells
Skiles	Westbrook
Smith of Frio	White
Smith of Hopkins	Wilson
Smith	Winfree
of Matagorda	Wood
Spencer	Worley
Stinson	Wright
Stoll	

Absent

Bell	Hunt
Bond	Johnson of Tarrant
Dwyer	Keith

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 220 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—142

Allen	Cleveland
Allison	Cockrell
Alsup	Coleman
Anderson	Colquitt
Bailey	Colson, Mrs.
Baker	Cornett
of Fort Bend	Corry
Baker of Grayson	Crossley
Blankenship	Daniel
Boethel	Davis of Jasper
Boyd	Davis of Upshur
Boyer	Dean
Bradbury	Derden
Bradford	Dickison
Bray	Dickson
Bridgers	Donaghey
Broadfoot	Dowell
Brown of Cherokee	Faulkner
Brown	Felty
of Nacogdoches	Ferguson
Bundy	Fielden
Burkett	Fuchs
Burney	Galbreath
Cauthorn	Gilmer
Celaya	Goodman
Chambers	Gordon, Mrs.
Clark	Hale

Hamilton	Pevehouse
Hankamer	Piner
Hardeman	Pope
Hardin	Ragsdale
Harp	Reader of Bexar
Harper	Reader of Erath
Harrell of Bastrop	Reaves
Harrell of Lamar	Reed
Harris	Rhodes
Heflin	Riviere
Holland	Roach
Howard	Roberts
Howington	Robinson
Hull	Russell
Isaacks	Schuenemann
Johnson of Ellis	Segrist
Kennedy	Shell
Kern	Skiles
Kerr	Smith of Frio
Kersey	Smith of Hopkins
Kinard	Smith
King	of Matagorda
Langdon	Spencer
Lehman	Stinson
Leonard	Stoll
Leyendecker	Talbert
Little	Tarwater
Lock	Taylor
Loggins	Tennant
London	Thornberry
Mays	Thornton
McAlister	Turner
McDaniel	Vale
McDonald	Vint
McFarland	Voigt
McMurry	Waggoner
McNamara	Weldon
Mohrmann	Wells
Monkhouse	Westbrook
Montgomery	White
Morris	Wilson
Newell	Winfree
Nicholson	Wood
Oliver	Worley
Pace	Wright
Petsch	

Absent

Bell	Hunt
Bond	Johnson of Tarrant
Dwyer	Keith

Absent—Excused

Hartzog

### SENATE BILL NO. 236 ON SECOND READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 236, A bill to be entitled "An Act amending Article 1932 of the Revised Civil Statutes of Texas, of 1925, as amended, so as to provide

for a salary for special judge in probate matters, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 236 ON THIRD READING

Mr. Dickison of Bexar moved that that constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 236 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—142

Allen	Fielden
Allison	Fuchs
Alsup	Galbreath
Anderson	Gilmer
Bailey	Goodman
Baker	Gordon, Mrs.
of Fort Bend	Hale
Baker of Grayson	Hamilton
Bell	Hankamer
Blankenship	Hardeman
Boethel	Hardin
Boyd	Harp
Boyer	Harper
Bradbury	Harrell of Bastrop
Bradford	Harrell of Lamar
Bray	Harris
Bridgers	Heflin
Broadfoot	Holland
Brown of Cherokee	Howard
Brown	Howington
of Nacogdoches	Hull
Bundy	Isaacks
Burkett	Johnson of Ellis
Burney	Keith
Celaya	Kennedy
Chambers	Kern
Clark	Kerr
Cleveland	Kersey
Cockrell	Kinard
Coleman	King
Colquitt	Langdon
Colson, Mrs.	Lehman
Cornett	Leonard
Corry	Leyendecker
Crossley	Little
Daniel	Lock
Davis of Jasper	Loggins
Davis of Upshur	London
Dean	Mays
Derden	McAlister
Dickison	McDaniel
Dickson	McDonald
Donaghey	McFarland
Dowell	McMurry
Faulkner	McNamara
Ferguson	Mohrmann

Monkhouse	Smith of Hopkins
Montgomery	Smith
Morris	of Matagorda
Newell	Spencer
Nicholson	Stinson
Oliver	Stoll
Pace	Talbert
Petsch	Tarwater
Pevehouse	Taylor
Piner	Tennant
Pope	Thornberry
Ragsdale	Thornton
Reader of Bexar	Turner
Reader of Erath	Vale
Reaves	Vint
Reed	Voigt
Rhodes	Waggoner
Riviere	Weidon
Roach	Wells
Roberts	Westbrook
Robinson	White
Russell	Wilson
Schuenemann	Winfree
Segrist	Wood
Shell	Worley
Skiles	Wright
Smith of Frio	

Absent

Bond	Felty
Cauthorn	Hunt
Dwyer	Johnson of Tarrant

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 236 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—142

Allen	Burkett
Allison	Burney
Alsup	Celaya
Anderson	Chambers
Bailey	Clark
Baker	Cleveland
of Fort Bend	Cockrell
Baker of Grayson	Coleman
Bell	Colquitt
Blankenship	Colson, Mrs.
Boethel	Cornett
Boyd	Corry
Boyer	Crossley
Bradbury	Daniel
Bradford	Davis of Jasper
Bray	Davis of Upshur
Bridgers	Dean
Broadfoot	Derden
Brown of Cherokee	Dickison
Brown	Dickson
of Nacogdoches	Donaghey
Bundy	Dowell

Faulkner	Newell
Ferguson	Nicholson
Fielden	Oliver
Fuchs	Pace
Galbreath	Petsch
Gilmer	Pevehouse
Goodman	Piner
Gordon, Mrs.	Pope
Hale	Ragsdale
Hamilton	Reader of Bexar
Hankamer	Reader of Erath
Hardeman	Reaves
Hardin	Reed
Harp	Rhodes
Harper	Riviere
Harrell of Bastrop	Roach
Harrell of Lamar	Roberts
Harris	Robinson
Heflin	Russell
Holland	Schuenemann
Howard	Segrist
Howington	Shell
Hull	Skiles
Isaacks	Smith of Frio
Johnson of Ellis	Smith of Hopkins
Keith	Smith
Kennedy	of Matagorda
Kern	Spencer
Kerr	Stinson
Kersey	Stoll
Kinard	Talbert
King	Tarwater
Langdon	Taylor
Lehman	Tennant
Leonard	Thornberry
Leyendecker	Thornton
Little	Turner
Lock	Vale
Loggins	Vint
London	Voigt
Mays	Waggoner
McAlister	Weldon
McDaniel	Wells
McDonald	Westbrook
McFarland	White
McMurry	Wilson
McNamara	Winfree
Mohrman	Wood
Monkhouse	Worley
Montgomery	Wright
Morris	

Absent

Bond	Felty
Cauthorn	Hunt
Dwyer	Johnson of Tarrant

Absent—Excused

Hartzog

SENATE BILL NO. 262 ON SECOND READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 262, A bill to be entitled "An Act amending Article 5949, Revised Civil Statutes of 1925, as amended by Chapter 9, Acts of the Regular Session, Fortieth Legislature, so as to provide for appointment of notaries public by the Secretary of State of Texas; prescribing their qualifications and terms of office; providing that this Act shall not affect the terms of those persons who have qualified as notaries public prior to the effective date of this Act, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 262 ON THIRD READING

Mr. Reed moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 262 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—139

Allen	Crossley
Allison	Daniel
Alsop	Davis of Jasper
Anderson	Davis of Upshur
Bailey	Dean
Baker	Derden
of Fort Bend	Dickison
Baker of Grayson	Donaghey
Bell	Dowell
Blankenship	Faulkner
Boethel	Ferguson
Boyd	Fielden
Boyer	Fuchs
Bradbury	Galbreath
Bradford	Gilmer
Bray	Goodman
Bridgers	Gordon, Mrs.
Broadfoot	Hale
Brown of Cherokee	Hamilton
Brown	Hankamer
of Nacogdoches	Hardeman
Bundy	Hardin
Burkett	Harp
Burney	Harper
Celaya	Harrell of Lamar
Chambers	Harris
Clark	Heflin
Cleveland	Holland
Cockrell	Howard
Coleman	Howington
Colquitt	Hull
Colson, Mrs.	Isaacks
Cornett	Johnson of Ellis
Corry	Keith

Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed

Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Shell  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Bradford  
 Bray  
 Bridgers  
 Broadfoot  
 Brown of Cherokee  
 Brown  
 of Nacogdoches  
 Bundy  
 Burkett  
 Burney  
 Celaya  
 Chambers  
 Clark  
 Cleveland  
 Cockrell  
 Coleman  
 Colquitt  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Derden  
 Dickison  
 Donaghey  
 Dowell  
 Faulkner  
 Ferguson  
 Fielden  
 Fuchs  
 Galbreath  
 Gilmer  
 Goodman  
 Gordon, Mrs.  
 Hale  
 Hamilton  
 Hankamer  
 Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Lamar  
 Harris  
 Heflin  
 Holland  
 Howard  
 Howington  
 Hull  
 Isaacks  
 Johnson of Ellis  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker

Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McFarland  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Shell  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Nays—2

Dickson Harrell of Bastrop

Absent

Bond Hunt  
 Cauthorn Johnson of Tarrant  
 Dwyer Ragsdale  
 Felty

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 262 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—139

Allen Baker of Grayson  
 Allison Bell  
 Alsup Blankenship  
 Anderson Boethel  
 Bailey Boyd  
 Baker Boyer  
 of Fort Bend Bradbury

Nays—2

Dickson                      Harrell of Bastrop

Absent

Bond                          Hunt  
 Cauthorn                    Johnson of Tarrant  
 Dwyer                        Ragsdale  
 Felty

Absent—Excused

Hartzog

SENATE BILL NO. 265 ON SEC-  
 OND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 265, A bill to be entitled "An Act to amend Section 4 of Senate Bill No. 165, Chapter 165, regulating foreign and domestic corporations; etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 265 ON THIRD  
 READING

Mr. Langdon moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 265 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Cleveland
Allison	Cockrell
Alsup	Coleman
Anderson	Colquitt
Bailey	Colson, Mrs.
Baker	Cornett
of Fort Bend	Corry
Baker of Grayson	Crossley
Blankenship	Daniel
Boethel	Davis of Jasper
Boyd	Davis of Upshur
Boyer	Dean
Bradbury	Derden
Bradford	Dickison
Bray	Dickson
Bridgers	Donaghey
Broadfoot	Dowell
Brown of Cherokee	Faulkner
Bundy	Felty
Burkett	Ferguson
Burney	Fielden
Cauthorn	Fuchs
Celaya	Galbreath
Chambers	Gilmer
Clark	Goodman

Gordon, Mrs.	Petsch
Hale	Pevehouse
Hamilton	Piner
Hankamer	Pope
Hardeman	Ragsdale
Hardin	Reader of Bexar
Harp	Reader of Erath
Harper	Reaves
Harrell of Bastrop	Reed
Harrell of Lamar	Rhodes
Harris	Riviere
Holland	Roach
Howard	Roberts
Howington	Robinson
Hull	Russell
Johnson of Ellis	Schuenemann
Keith	Segrist
Kennedy	Shell
Kern	Skiles
Kerr	Smith of Frio
Kersey	Smith of Hopkins
Kinard	Smith
King	of Matagorda
Langdon	Spencer
Lehman	Stinson
Leonard	Stoll
Leyendecker	Talbert
Little	Tarwater
Lock	Taylor
Loggins	Tennant
London	Thornberry
Mays	Thornton
McAlister	Turner
McDaniel	Vale
McDonald	Vint
McFarland	Voigt
McMurry	Waggoner
McNamara	Weldon
Mohrmann	Wells
Monkhouse	Westbrook
Montgomery	White
Morris	Wilson
Newell	Winfree
Nicholson	Wood
Oliver	Worley
Pace	Wright

Present—Not Voting

Brown  
 of Nacogdoches

Absent—Excused

Bell	Hunt
Bond	Isaacks
Dwyer	Johnson of Tarrant
Heflin	

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 265 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—130

Allen	Harris
Allison	Holland
Alsup	Howard
Anderson	Howington
Bailey	Hull
Baker	Johnson of Ellis
of Fort Bend	Keith
Baker of Grayson	Kennedy
Blankenship	Kern
Boethel	Kerr
Boyd	Kersey
Boyer	Kinard
Bradbury	King
Bradford	Langdon
Bray	Lehman
Bridgers	Leonard
Broadfoot	Leyendecker
Brown of Cherokee	Little
Bundy	Lock
Burkett	Loggins
Burney	London
Cauthorn	Mays
Celaya	McAlister
Chambers	McDaniel
Clark	McDonald
Cleveland	McFarland
Cockrell	McMurry
Coleman	McNamara
Colquitt	Mohrmann
Colson, Mrs.	Monkhouse
Cornett	Montgomery
Corry	Morris
Crossley	Newell
Daniel	Nicholson
Davis of Jasper	Oliver
Davis of Upshur	Pace
Dean	Petsch
Derden	Pevehouse
Dickison	Piner
Dickson	Pope
Donaghey	Ragsdale
Dowell	Reader of Bexar
Faulkner	Reader of Erath
Felty	Reaves
Ferguson	Reed
Fielden	Rhodes
Fuchs	Riviere
Galbreath	Roach
Gilmer	Roberts
Goodman	Robinson
Gordon, Mrs.	Russell
Hale	Schuenemann
Hamilton	Segrist
Hankamer	Shell
Hardeman	Skiles
Hardin	Smith of Frio
Harp	Smith of Hopkins
Harper	Smith
Harrell of Bastrop	of Matagorda
Harrell of Lamar	Spencer

Stinson	Voigt
Stoll	Waggoner
Talbert	Weldon
Tarwater	Wells
Taylor	Westbrook
Tennant	White
Thornberry	Wilson
Thornton	Winfree
Turner	Wood
Vale	Worley
Vint	Wright

Present—Not Voting

Brown  
of Nacogdoches

Absent

Bell	Hunt
Bond	Isaacks
Dwyer	Johnson of Tarrant
Heflin	

Absent—Excused

Hartzog

SENATE BILL NO. 385 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 385, A bill to be entitled "An Act validating the incorporation of the City of Grand Saline, Texas, etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 385 ON THIRD READING

Mr. Weldon moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 385 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—140

Allen	Boyer
Allison	Bradbury
Alsup	Bradford
Anderson	Bray
Bailey	Bridgers
Baker	Brown of Cherokee
of Fort Bend	Bundy
Baker of Grayson	Burkett
Bell	Burney
Blankenship	Cauthorn
Boethel	Celaya
Bond	Chambers
Boyd	Clark

Cleveland	Mays
Cockrell	McAlister
Coleman	McDaniel
Colquitt	McDonald
Colson, Mrs.	McNamara
Cornett	Mohrmann
Corry	Monkhouse
Crossley	Montgomery
Daniel	Morris
Davis of Jasper	Newell
Davis of Upshur	Nicholson
Dean	Oliver
Dickison	Pace
Dickson	Petsch
Donaghey	Pevehouse
Dowell	Piner
Faulkner	Pope
Felty	Reader of Bexar
Ferguson	Reader of Erath
Fielden	Reaves
Fuchs	Reed
Galbreath	Rhodes
Gilmer	Riviere
Goodman	Roach
Gordon, Mrs.	Roberts
Hale	Robinson
Hamilton	Russell
Hankamer	Schuenemann
Hardeman	Segrist
Hardin	Shell
Harp	Skiles
Harper	Smith of Frio
Harrell of Bastrop	Smith of Hopkins
Harrell of Lamar	Smith
Harris	of Matagorda
Heflin	Spencer
Holland	Stinson
Howard	Stoll
Howington	Talbert
Hull	Tarwater
Hunt	Taylor
Isaacks	Tennant
Johnson of Ellis	Thornberry
Keith	Thornton
Kennedy	Turner
Kern	Vale
Kerr	Vint
Kersey	Voigt
Kinard	Waggoner
King	Weldon
Langdon	Wells
Lehman	Westbrook
Leonard	White
Leyendecker	Wilson
Little	Winfree
Lock	Wood
Loggins	Worley
London	Wright

## Present—Not Voting

Brown  
of Nacogdoches

## Absent

Broadfoot            Derden

Dwyer	McMurry
Johnson of Tarrant	Ragsdale
McFarland	

## Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 385 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—140

Allen	Goodman
Allison	Gordon, Mrs.
Alsup	Hale
Anderson	Hamilton
Bailey	Hankamer
Baker	Hardeman
of Fort Bend	Hardin
Baker of Grayson	Harp
Bell	Harper
Blankenship	Harrell of Bastrop
Boethel	Harrell of Lamar
Bond	Harris
Boyd	Heflin
Boyer	Holland
Bradbury	Howard
Bradford	Howington
Bray	Hull
Bridgers	Hunt
Brown of Cherokee	Isaacks
Bundy	Johnson of Ellis
Burkett	Keith
Burney	Kennedy
Cauthorn	Kern
Celaya	Kerr
Chambers	Kersey
Clark	Kinard
Cleveland	King
Cockrell	Langdon
Coleman	Lehman
Colquitt	Leonard
Colson, Mrs.	Leyendecker
Cornett	Little
Corry	Lock
Crossley	Loggins
Daniel	London
Davis of Jasper	Mays
Davis of Upshur	McAlister
Dean	McDaniel
Dickison	McDonald
Dickson	McNamara
Donaghey	Mohrmann
Dowell	Monkhouse
Faulkner	Montgomery
Felty	Morris
Ferguson	Newell
Fielden	Nicholson
Fuchs	Oliver
Galbreath	Pace
Gilmer	Petsch

Pevehouse  
Piner  
Pope  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer

Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Present—Not Voting

Brown  
of Nacogdoches

Absent

Broadfoot  
Derden  
Dwyer  
Johnson of Tarrant

McFarland  
McMurry  
Ragsdale

Absent—Excused

Hartzog

SENATE BILL NO. 394 ON SECOND  
READING

The Chair laid before the House,  
on its second reading and passage to  
third reading,

S. B. No. 394, A bill to be entitled  
“An Act relating to marks and brands  
of livestock in Brazoria County only,  
etc., and declaring an emergency.”

The bill was read second time, and  
was passed to third reading.

SENATE BILL NO. 394 ON THIRD  
READING

Mr. Smith of Matagorda moved that  
the constitutional rule, requiring bills  
to be read on three several days, be  
suspended, and that Senate Bill No.  
394 be placed on its third reading and  
final passage.

The motion prevailed by the fol-  
lowing vote:

Yeas—140

Allen  
Allison

Alsup  
Bailey

Baker  
of Fort Bend  
Baker of Grayson  
Bell  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Broadfoot  
Brown of Cherokee  
Bundy  
Burkett  
Burney  
Cauthorn  
Celaya  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colquitt  
Colson, Mrs.  
Cornett  
Corry  
Crossley  
Daniel  
Davis of Jasper  
Davis of Upshur  
Dean  
Dickison  
Dickson  
Donaghey  
Dowell  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Holland  
Howard  
Howington  
Hull  
Hunt  
Isaacks  
Johnson of Ellis

Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt

Waggoner  
Weldon  
Wells  
Westbrook  
White

Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Anderson  
Brown  
of Nacogdoches  
Derden  
Dwyer

Heflin  
Johnson of Tarrant  
Shell  
Stinson

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 394 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—140

Allen	Donaghey
Allison	Dowell
Alsup	Faulkner
Bailey	Felty
Baker	Ferguson
of Fort Bend	Fielden
Baker of Grayson	Fuchs
Bell	Galbreath
Blankenship	Gilmer
Boethel	Goodman
Bond	Gordon, Mrs.
Boyd	Hale
Boyer	Hamilton
Bradbury	Hankamer
Bradford	Hardeman
Bray	Hardin
Bridgers	Harp
Broadfoot	Harper
Brown of Cherokee	Harrell of Bastrop
Bundy	Harrell of Lamar
Burkett	Harris
Burney	Holland
Cauthorn	Howard
Celaya	Howington
Chambers	Hull
Clark	Hunt
Cleveland	Isaacks
Cockrell	Johnson of Ellis
Coleman	Keith
Colquitt	Kennedy
Colson, Mrs.	Kern
Cornett	Kerr
Corry	Kersey
Crossley	Kinard
Daniel	King
Davis of Jasper	Langdon
Davis of Upshur	Lehman
Dean	Leonard
Dickison	Leyendecker
Dickson	Little

Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts

Robinson  
Russell  
Schuenemann  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Anderson	Heflin
Brown	Johnson of Tarrant
of Nacogdoches	Shell
Derden	Stinson
Dwyer	

Absent—Excused

Hartzog

#### SENATE BILL NO. 397 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 397, A bill to be entitled "An Act to amend Article 4690 of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 152 of the General Laws of the Regular Session of the Forty-second Legislature, etc., and declaring an emergency."

The bill was read second time.

Mr. Thornton offered the following committee amendment to the bill:

Amend Senate Bill No. 397, by striking out of said bill, beginning with the word "payment" on page 2, line 26, the following: "Payment shall be

made directly to the Chairman who shall pay to the examiners their remuneration and expense when verified by their affidavit, and approved by him, and he shall place the balance, if any, in the Insurance Examination Fund in the State Treasury", and insert in lieu thereof the following language:

"Payment shall be made directly to the Chairman, and all money collected by assessment on foreign companies for the cost of examination shall be deposited in the State Treasury by the Chairman to the credit of the Insurance Examination Fund out of which shall be paid, by warrant of the State Comptroller of Public Accounts on voucher of the Chairman of the Board of Insurance Commissioners, the examiners' remuneration and expenses in the amounts determined by the method hereinafter provided, when verified by their affidavit and approved by the Chairman; and said money is hereby appropriated for that purpose, the balance, if any, to remain in the Insurance Examination Fund in the State Treasury subject to be expended for the purposes as are other funds placed therein."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 397 was then passed to third reading.

SENATE BILL NO. 397 ON THIRD READING

Mr. Keith moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 397 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—141

Allen	Bond
Allison	Boyd
Alsup	Boyer
Anderson	Bradbury
Bailey	Bradford
Baker	Bray
of Fort Bend	Bridgers
Baker of Grayson	Broadfoot
Bell	Brown of Cherokee
Blankenship	Bundy
Boethel	Burkett

Burney	Mays
Cauthorn	McAlister
Celaya	McDaniel
Chambers	McDonald
Clark	McFarland
Cleveland	McMurry
Cockrell	McNamara
Coleman	Mohrmann
Colquitt	Monkhouse
Colson, Mrs.	Montgomery
Cornett	Morris
Corry	Newell
Crossley	Nicholson
Daniel	Oliver
Davis of Jasper	Pace
Davis of Upshur	Petsch
Dean	Pevehouse
Dickison	Piner
Dickson	Pope
Donaghey	Ragsdale
Dowell	Reader of Bexar
Faulkner	Reader of Erath
Felty	Reaves
Ferguson	Reed
Fielden	Rhodes
Fuchs	Riviere
Galbreath	Roach
Gilmer	Roberts
Goodman	Robinson
Gordon, Mrs.	Russell
Hale	Schuenemann
Hamilton	Segrist
Hankamer	Shell
Hardeman	Skiles
Hardin	Smith of Frio
Harp	Smith of Hopkins
Harper	Smith
Harrell of Bastrop	of Matagorda
Harrell of Lamar	Spencer
Harris	Stinson
Holland	Stoll
Howard	Tarwater
Howington	Taylor
Hunt	Tennant
Isaacks	Thornberry
Johnson of Ellis	Thornton
Keith	Turner
Kennedy	Vale
Kern	Vint
Kerr	Voigt
Kersey	Waggoner
Kinard	Weldon
King	Wells
Langdon	Westbrook
Lehman	White
Leonard	Wilson
Leyendecker	Winfree
Little	Wood
Lock	Worley
Loggins	Wright
London	

Present—Not Voting

Brown  
of Nacogdoches

Absent  
 Derden  
 Dwyer  
 Heflin

Hull  
 Johnson of Tarrant  
 Talbert

## Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 397 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—141

Allen	Galbreath
Allison	Gilmer
Alsup	Goodman
Anderson	Gordon, Mrs.
Bailey	Hale
Baker	Hamilton
of Fort Bend	Hankamer
Baker of Grayson	Hardeman
Bell	Hardin
Blankenship	Harp
Boethel	Harper
Bond	Harrell of Bastrop
Boyd	Harrell of Lamar
Boyer	Harris
Bradbury	Holland
Bradford	Howard
Bray	Howington
Bridgers	Hunt
Broadfoot	Isaacks
Brown of Cherokee	Johnson of Ellis
Bundy	Keith
Burkett	Kennedy
Burney	Kern
Cauthorn	Kerr
Celaya	Kersey
Chambers	Kinard
Clark	King
Cleveland	Langdon
Cockrell	Lehman
Coleman	Leonard
Colquitt	Leyendecker
Colson, Mrs.	Little
Cornett	Lock
Corry	Loggins
Crossley	London
Daniel	Mays
Davis of Jasper	McAlister
Davis of Upshur	McDaniel
Dean	McDonald
Dickison	McFarland
Dickson	McMurry
Donaghey	McNamara
Dowell	Mohrmann
Faulkner	Monkhouse
Felty	Montgomery
Ferguson	Morris
Fielden	Newell
Fuchs	Nicholson

Oliver	Smith
Pace	of Matagorda
Petsch	Spencer
Pevehouse	Stinson
Piner	Stoll
Pope	Tarwater
Ragsdale	Taylor
Reader of Bexar	Tennant
Reader of Erath	Thornberry
Reaves	Thornton
Reed	Turner
Rhodes	Vale
Riviere	Vint
Roach	Voigt
Roberts	Waggoner
Robinson	Weldon
Russell	Wells
Schuenemann	Westbrook
Segrist	White
Shell	Wilson
Skiles	Winfree
Smith of Frio	Wood
Smith of Hopkins	Worley
	Wright

## Present—Not Voting

Brown  
 of Nacogdoches

## Absent

Derden	Hull
Dwyer	Johnson of Tarrant
Heflin	Talbert

## Absent—Excused

Hartzog

## SENATE BILL NO. 400 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 400, A bill to be entitled "An Act to amend Article 7057b, Section 2, Revised Civil Statutes, House Bill No. 11, Acts of the Regular Session, Forty-third Legislature, so as to clarify the kind of suits to be included in a class action as provided in Section 2 of said Article, and declaring an emergency."

The bill was read second time.

Mr. Isaacks offered the following committee amendment to the bill:

Amend Senate Bill No. 400, by striking out all of Section 1, and inserting in lieu thereof, the following:

"Section 1. That Section 2 of Article 7057b, Revised Civil Statutes be amended to read as follows:

"Section 2. Upon the payment of

such taxes or fees, accompanied by such written protest, the taxpayer shall have ninety (90) days from said date within which to file suit for the recovery thereof in any court of competent jurisdiction in Travis County, Texas, and none other. Such suit shall be brought against the public official charged with the duty of collecting such tax or fees, the State Treasurer and the Attorney General. The issues to be determined in such suit shall be only those arising out of the grounds or reasons set forth in such written protest as originally filed. The right of appeal shall exist as in other cases provided by law. Provided, however, where a class action is brought by any taxpayer all other taxpayers belonging to the class and represented in such class action who have properly protested as herein provided shall not be required to file separate suits but shall be entitled to and governed by the decision rendered in such class action. A class action shall include any suit filed by any two or more persons, firms, corporations or associations of persons who have paid under protest such taxes or fees referred to in Section 1 hereof."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 400 was then passed to third reading.

**SENATE BILL NO. 400 ON THIRD READING**

Mr. Isaacks moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 400 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—137**

- |                  |                   |
|------------------|-------------------|
| Allen            | Boethel           |
| Allison          | Bond              |
| Alsup            | Boyd              |
| Anderson         | Boyer             |
| Bailey           | Bradbury          |
| Baker            | Bradford          |
| of Fort Bend     | Bray              |
| Baker of Grayson | Bridgers          |
| Bell             | Broadfoot         |
| Blankenship      | Brown of Cherokee |

- |                    |                  |
|--------------------|------------------|
| Brown              | Loggins          |
| of Nacogdoches     | London           |
| Bundy              | Mays             |
| Burkett            | McAlister        |
| Burney             | McDaniel         |
| Cauthorn           | McDonald         |
| Celaya             | McFarland        |
| Chambers           | McMurry          |
| Clark              | McNamara         |
| Cleveland          | Mohrmann         |
| Cockrell           | Monkhouse        |
| Coleman            | Montgomery       |
| Colquitt           | Morris           |
| Colson, Mrs.       | Newell           |
| Cornett            | Nicholson        |
| Corry              | Oliver           |
| Crossley           | Pace             |
| Daniel             | Pevehouse        |
| Davis of Jasper    | Piner            |
| Dean               | Pope             |
| Derden             | Reader of Bexar  |
| Dickison           | Reader of Erath  |
| Dickson            | Reaves           |
| Donaghey           | Reed             |
| Dowell             | Rhodes           |
| Faulkner           | Riviere          |
| Felty              | Roach            |
| Ferguson           | Roberts          |
| Fielden            | Robinson         |
| Fuchs              | Russell          |
| Galbreath          | Schuenemann      |
| Gilmer             | Segrist          |
| Goodman            | Shell            |
| Gordon, Mrs.       | Skiles           |
| Hale               | Smith of Frio    |
| Hamilton           | Smith of Hopkins |
| Hankamer           | Smith            |
| Hardeman           | of Matagorda     |
| Hardin             | Spencer          |
| Harp               | Stoll            |
| Harper             | Talbert          |
| Harrell of Bastrop | Tarwater         |
| Harrell of Lamar   | Taylor           |
| Harris             | Tennant          |
| Howard             | Thornberry       |
| Howington          | Thornton         |
| Hunt               | Turner           |
| Isaacks            | Vale             |
| Johnson of Ellis   | Vint             |
| Keith              | Voigt            |
| Kern               | Waggoner         |
| Kerr               | Weldon           |
| Kersey             | Wells            |
| Kinard             | Westbrook        |
| King               | White            |
| Langdon            | Wilson           |
| Lehman             | Winfree          |
| Leyendecker        | Wood             |
| Little             | Worley           |
| Lock               | Wright           |

**Nays—2**

- |                 |         |
|-----------------|---------|
| Davis of Upshur | Kennedy |
|-----------------|---------|

Absent

Dwyer	Johnson of Tarrant
Heflin	Petsch
Holland	Ragsdale
Hull	Stinson

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 400 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—137

Allen	Ferguson
Allison	Fielden
Alsup	Fuchs
Anderson	Galbreath
Bailey	Gilmer
Baker	Goodman
of Fort Bend	Gordon, Mrs.
Baker of Grayson	Hale
Bell	Hamilton
Blankenship	Hankamer
Boethel	Hardeman
Bond	Hardin
Boyd	Harp
Boyer	Harper
Bradbury	Harrell of Bastrop
Bradford	Harrell of Lamar
Bray	Harris
Bridgers	Howard
Broadfoot	Howington
Brown of Cherokee	Hunt
Brown	Isaacks
of Nacogdoches	Johnson of Ellis
Bundy	Keith
Burkett	Kern
Burney	Kerr
Cauthorn	Kersey
Celaya	Kinard
Chambers	King
Clark	Langdon
Cleveland	Lehman
Cockrell	Leyendecker
Coleman	Little
Colquitt	Lock
Colson, Mrs.	Loggins
Cornett	London
Corry	Mays
Crossley	McAlister
Daniel	McDaniel
Davis of Jasper	McDonald
Dean	McFarland
Derden	McMurry
Dickison	McNamara
Dickson	Mohrmann
Donaghey	Monkhouse
Dowell	Montgomery
Faulkner	Morris
Felty	Newell

Nicholson	Spencer
Oliver	Stoll
Pace	Talbert
Pevehouse	Tarwater
Piner	Taylor
Pope	Tennant
Reader of Bexar	Thornberry
Reader of Erath	Thornton
Reaves	Turner
Reed	Vale
Rhodes	Vint
Riviere	Voigt
Roach	Waggoner
Roberts	Weldon
Robinson	Wells
Russell	Westbrook
Schuenemann	White
Segrist	Wilson
Shell	Winfree
Skiles	Wood
Smith of Frio	Worley
Smith of Hopkins	Wright
Smith	
of Matagorda	

Nays—2

Davis of Upshur    Kennedy

Absent

Dwyer	Johnson of Tarrant
Heflin	Petsch
Holland	Ragsdale
Hull	Stinson

Absent—Excused

Hartzog

### SENATE BILL NO. 402 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 402, A bill to be entitled "An Act granting to all taxpayers in this State discounts for the advance payment of ad valorem taxes due to State and all governmental and political subdivisions and taxing districts of the State as authorized in Section 20, Article 8 of the Constitution of this State, adopted August 23, 1937, and declaring an emergency."

The bill was read second time.

Mr. Stinson offered the following committee amendment to the bill:

Amend Senate Bill No. 402, by striking out Section 2 and inserting after Section 1, the following:

"Section 3. Section 1 of Chapter 10 of the Acts of the Fourth Called

Session of the Forty-third Legislature, the same being Article 7255A of Vernon's Revised Civil Statutes of 1936, having been held invalid by the courts, is hereby repealed.

"Section 4. Section 2 of Chapter 10 of the Acts of the Fourth Called Session of the Forty-third Legislature, the same being Article 7336, Vernon's Revised Civil Statutes of 1936, is hereby amended so as hereafter to read as follows:

"Article 7336. (a) If any person shall pay, on or before November thirtieth of the year for which their assessment is made, one-half of the taxes imposed by law on him or his property, then he shall have until and including the thirtieth day of the succeeding June, within which to pay the other one-half of his said taxes without penalty or interest thereon.

"If said taxpayer, after paying said one-half of his taxes on or before November thirtieth, as hereinbefore provided, shall fail or refuse to pay, on or before June thirtieth next succeeding said November, the other one-half of his said taxes a penalty of eight per cent (8%) of the amount of said unpaid taxes shall accrue thereon.

"If any person fails to pay one-half of the taxes, imposed by law upon him or his property, on or before the thirtieth day of November of the year for which the assessment is made, then unless he pays all of the taxes (imposed by law on him or his property), on or before the thirty-first day of the succeeding January, the following penalty shall be payable thereon, to-wit: During the month of February, one per cent (1%); during the month of March, two per cent (2%); during the month of April, three per cent (3%); during the month of May, four per cent (4%); during the month of June, five per cent (5%); and on and after the first day of July, eight per cent (8%).

"(b) All poll taxes and all ad valorem taxes, unless one-half thereof have been paid on or before November thirtieth as hereinabove provided, shall become delinquent if not paid prior to February first of the year next succeeding the year for which the return of the assessment rolls of the county are made to the Comptroller of Public Accounts. If one-half of said ad valorem taxes have been paid on or before the thirtieth day of No-

vember as herein provided, the remaining one-half of such taxes shall be delinquent if not paid before the first day of July of the year next succeeding the year for which the return of the assessment rolls of the county are made to the Comptroller of Public Accounts.

"(c) If one-half of such ad valorem taxes have been paid on or before November thirtieth of the year in which the same are assessed, the discounts herein provided for shall be effective and shall apply to the last half of the ad valorem taxes if paid ninety (90), sixty (60), and thirty (30) days, respectively, prior to the first day of July, when the same become delinquent as herein provided; but such discount shall not apply to the first half of such taxes if the same have been paid on or before November thirtieth of the year in which such assessment is made.

"(d) All delinquent taxes shall bear interest at the rate of six per cent (6%) per annum from the date of their delinquency. All penalties and interest provided for in this Act shall, when collected, be paid to the State, counties, and districts, if any, in proportion to the taxes upon which the penalty and interest are collected. All discounts provided for in this Act shall, when allowed, be charged to the State, counties, and districts, if any, in proportion to the taxes upon which such discounts are allowed.

"(e) The Assessor and Collector of Taxes shall, as of the first day of July of each year for which any State, county and district taxes for the preceding year remain unpaid, make up a list of the lands and lots and/or property on which any taxes for such preceding year are delinquent, charging against the same all unpaid taxes assessed against the owner thereof on the rolls for said year.

"Penalties, interest and costs accrued against any land, lots and/or property need not be entered by the Assessor and Collector of Taxes on said list but, in each and every instance, all such penalties, interest and costs shall be and remain a statutory charge with the same force and effect as if entered on said list, and the Assessor and Collector of Taxes shall calculate and charge all such penalties, interest and costs on all delinquent tax statements or delinquent tax receipts issued by him.

"Said list shall be made in triplicate and presented to the Commissioners' Court for examination and correction, and after being so examined and corrected said list in triplicate shall be approved by said court. One copy thereof shall be filed with the County Clerk or Auditor, one copy retained and filed by the Assessor and Collector of Taxes, and one copy forwarded to the Comptroller with the annual settlement report of the Assessor and Collector of Taxes. Said list, as compiled by the Assessor and Collector of Taxes, and corrected by the Commissioners' Court, or the rolls or books on file in the office of the Assessor and Collector of Taxes, shall be prima facie evidence that all the requirements of the law have been complied with by the officers of courts charged with any duty thereunder, as to regularity of listing, assessing, and levying all taxes therein set out, and that the amount assessed against said real estate is a true and correct charge. If the description of the real estate in said list or assessment rolls or books is not sufficient to identify the same, but there is a sufficient description of the inventories in the office of the Assessor and Collector of Taxes, then said inventories shall be admissible as evidence of the description of said property.

"The Comptroller of Public Accounts shall prescribe suitable forms to be used by the Assessor and Collector of Taxes for noting thereon the payment of taxes in semi-annual installments. He shall also prescribe suitable forms for receipts, reports and for any other purpose necessary in carrying out the provisions of this Act. Section 4 of this Act shall apply only to State and county taxes.

"This provision is cumulative of all other provisions of the Statutes of the State prescribing the duties of the Comptroller of Public Accounts."

"Sec. 5. All laws and parts of laws in conflict with the provisions of this Act are hereby expressly repealed in so far as the same are in conflict with the provisions hereof."

"Sec. 6. It is further provided that in case any Section, clause, sentence, paragraph or part of this Act shall for any reason be adjudged by any court of competent or final jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the

remainder of this Act, but shall be confined in its operation to the Section, clause, sentence, paragraph or parts thereof directly involved in the controversy in which said judgment shall have been rendered."

"Sec. 7. The fact that the people of the State of Texas adopted a constitutional amendment on August 23, 1937, authorizing the Legislature to pass the necessary laws to allow the discounts as provided in Section 1 of this Act, and the fact that said amendment stated that it was for the purpose of encouraging the prompt payment of taxes, and the fact that the Legislature has not up to this time passed an enabling act to make said constitutional amendment effective; and the further fact that it is necessary that such legislation be passed immediately in order to make said amendment effective for the taxes levied and assessed in the year 1939; and the crowded condition of the calendar, creates an emergency and an imperative public necessity that the constitutional rule requiring all bills to be read on three several days in each House be and the same is hereby suspended, and this Act shall be in force and take effect from and after its passage, and it is so enacted."

Mr. Stinson offered the following amendment to the committee amendment:

Amend committee amendment No. 1, by striking out in line 3, page 5, the following: "Section 4 of this Act shall apply only to State and county taxes."

The amendment was adopted.

Mr. Stinson offered the following amendment to the committee amendment:

Amend committee amendment No. 1, to Senate Bill No. 402: Renumber Sections 3, 4, 5, 6 and 7 so that same shall be numbered "Sections 2, 3, 4, 5 and 6, respectively."

The amendment was adopted.

The committee amendment, as amended, was then adopted.

Mr. Stinson offered the following amendment to the bill:

Amend Senate Bill No. 402, by adding at the end of Section 1 of Senate Bill No. 402, the following:

"Provided, however, that the provisions of this Section shall not apply to cities, towns and independent

school districts unless and until the governing body of such cities, towns, or independent school districts by ordinance, resolution or order, shall adopt the provisions hereof; and in the event any such city, town or independent school district elects to allow such discounts, then the governing body of each city, or town shall have power by ordinance and the independent school district by resolution, or order, levying the annual taxes, to designate the months in which such discounts of 3% 2% and 1%, respectively shall be allowed, but in no event shall the same apply to split payment of taxes."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

Senate Bill No. 402 was then passed to third reading.

**SENATE BILL NO. 402 ON THIRD READING**

Mr. Stinson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 402 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—135

Allen	Cleveland
Allison	Cockrell
Alsup	Coleman
Anderson	Colquitt
Bailey	Colson, Mrs.
Baker	Cornett
of Fort Bend	Corry
Baker of Grayson	Crossley
Bell	Daniel
Blankenship	Davis of Jasper
Boethel	Davis of Upshur
Bond	Dean
Boyer	Derden
Bradbury	Dickison
Bradford	Dickson
Bray	Dowell
Bridgers	Faulkner
Broadfoot	Felty
Brown of Cherokee	Ferguson
Bundy	Fielden
Burkett	Fuchs
Burney	Gilmer
Cauthorn	Goodman
Celaya	Gordon, Mrs.
Chambers	Hamilton
Clark	Hankamer

Hardeman	Pope
Harp	Reader of Bexar
Harper	Reader of Erath
Harrell of Bastrop	Reaves
Harrell of Lamar	Reed
Harris	Rhodes
Heflin	Riviere
Howard	Roach
Howington	Roberts
Hull	Robinson
Hunt	Russell
Johnson of Ellis	Schuenemann
Keith	Segrist
Kennedy	Shell
Kern	Skiles
Kersey	Smith of Frio
Kinard	Smith of Hopkins
King	Smith
Langdon	of Matagorda
Lehman	Spencer
Leonard	Stinson
Little	Stoll
Lock	Talbert
Loggins	Tarwater
London	Taylor
Mays	Tennant
McAlister	Thornberry
McDaniel	Thornton
McDonald	Turner
McFarland	Vale
McMurry	Vint
McNamara	Voigt
Mohrmann	Waggoner
Monkhouse	Weldon
Montgomery	Wells
Morris	Westbrook
Newell	White
Nicholson	Wilson
Oliver	Winfree
Pace	Wood
Petsch	Worley
Pevehouse	Wright
Piner	

Nays—5

Boyd	Hardin
Galbreath	Leyendecker
Hale	

Present—Not Voting

Brown  
of Nacogdoches

Absent

Donaghey	Johnson of Tarrant
Dwyer	Kerr
Holland	Ragsdale
Isaacks	

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 402 before the House on third reading and final passage.

The bill was read third time.

Mr. McFarland offered the following amendment to the bill:

Amend amendment No. 3, to Senate Bill No. 402, by including at the proper place, "Water Improvement Districts, Irrigation Districts and Levee Districts, and Water Control Districts and other Governmental subdivisions."

The amendment was unanimously adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

Senate Bill No. 402 was then passed by the following vote:

Yeas—135

Allen	Ferguson
Allison	Fielden
Alsup	Fuchs
Anderson	Gilmer
Bailey	Goodman
Baker	Gordon, Mrs.
of Fort Bend	Hamilton
Baker of Grayson	Hankamer
Bell	Hardeman
Blankenship	Harp
Boethel	Harper
Bond	Harrell of Bastrop
Boyer	Harrell of Lamar
Bradbury	Harris
Bradford	Heflin
Bray	Howard
Bridgers	Howington
Broadfoot	Hull
Brown of Cherokee	Hunt
Bundy	Johnson of Ellis
Burkett	Keith
Burney	Kennedy
Cauthorn	Kern
Celaya	Kersey
Chambers	Kinard
Clark	King
Cleveland	Langdon
Cockrell	Lehman
Coleman	Leonard
Colquitt	Little
Colson, Mrs.	Lock
Cornett	Loggins
Corry	London
Crossley	Mays
Daniel	McAlister
Davis of Jasper	McDaniel
Davis of Upshur	McDonald
Dean	McFarland
Derden	McMurry
Dickison	McNamara
Dickson	Mohrmann
Dowell	Monkhouse
Faulkner	Montgomery
Felty	Morris

Newell	Smith
Nicholson	of Matagorda
Oliver	Spencer
Pace	Stinson
Petsch	Stoll
Pevehouse	Talbert
Piner	Tarwater
Pope	Taylor
Reader of Bexar	Tennant
Reader of Erath	Thornberry
Reaves	Thornton
Reed	Turner
Rhodes	Vale
Riviere	Vint
Roach	Voigt
Roberts	Waggoner
Robinson	Weldon
Russell	Wells
Schuenemann	Westbrook
Segrist	White
Shell	Wilson
Skiles	Winfree
Smith of Frio	Wood
Smith of Hopkins	Worley
	Wright

Nays—5

Boyd	Hardin
Galbreath	Leyendecker
Hale	

Present—Not Voting

Brown  
of Nacogdoches

Absent

Donaghey	Johnson of Tarrant
Dwyer	Kerr
Holland	Ragsdale
Isaacks	

Absent—Excused

Hartzog

SENATE BILL NO. 404 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 404, A bill to be entitled "An Act amending Section 1 of Chapter 152, Acts, Regular Session of the Forty-second Legislature relating to fees to be charged and collected by the Board of Insurance Commissioners, so that hereafter said Section 1, which is Article 3920, Revised Civil Statutes of Texas, shall read as follows, and declaring an emergency."

The bill was read second time.

Mr. Thornton offered the following amendment to the bill:

Amend Senate Bill No. 404, by

striking out the last paragraph in Section 1, which reads, as follows:

"All fees collected by virtue of this Section shall be deposited in the State Treasury and appropriated by the Board of Insurance Commissioners toward the payment of salaries and other expenses arising out of and in connection with the examination of Insurance Companies under the law requiring examinations of Insurance Companies."

And insert in lieu thereof the following:

"All fees collected by virtue of this Article shall be deposited in the State Treasury and until September 1, 1939, are hereby appropriated to the use and benefit of the Board of Insurance Commissioners to be used in the payment of salaries and other expenses arising out of and in connection with the examination of Insurance Companies and/or the licensing of Insurance Companies and investigations of violations of the insurance laws of this State.

"After August 31, 1939, all fees collected by virtue of this Article shall be deposited in the State Treasury and appropriated to the use and benefit of the Board of Insurance Commissioners to be used in the payment of salaries and other expenses arising out of and in connection with the examination of Insurance Companies and/or the licensing of Insurance Companies and investigations of violations of the Insurance Laws of this State in such manner as provided in the General Appropriation Bill for the Life Insurance Division and Examining Division and Agents' License Division of the Board of Insurance Commissioners."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 404 was then passed to third reading.

**SENATE BILL NO. 404 ON THIRD READING**

Mr. Keith moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 404 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—134

Allen	Harrell of Bastrop
Allison	Harrell of Lamar
Alsup	Harris
Anderson	Heflin
Bailey	Holland
Baker	Howard
of Fort Bend	Howington
Baker of Grayson	Johnson of Ellis
Blankenship	Johnson of Tarrant
Boethel	Keith
Bond	Kennedy
Boyd	Kern
Boyer	Kersey
Bradbury	Kinard
Bradford	King
Bray	Langdon
Bridgers	Lehman
Broadfoot	Leonard
Brown of Cherokee	Leyendecker
Brown	Little
of Nacogdoches	Lock
Bundy	Loggins
Burkett	London
Burney	Mays
Cauthorn	McAlister
Celaya	McDaniel
Chambers	McDonald
Clark	McMurry
Cleveland	McNamara
Cockrell	Mohrmann
Coleman	Monkhouse
Colquitt	Montgomery
Colson, Mrs.	Morris
Cornett	Newell
Corry	Nicholson
Crossley	Oliver
Daniel	Pace
Davis of Jasper	Petsch
Davis of Upshur	Pevehouse
Dean	Piner
Derden	Pope
Dickison	Reader of Bexar
Dickson	Reader of Erath
Donaghey	Reed
Dowell	Rhodes
Faulkner	Riviere
Felty	Roach
Ferguson	Roberts
Fielden	Robinson
Fuchs	Russell
Galbreath	Schuenemann
Gilmer	Segrist
Goodman	Skiles
Gordon, Mrs.	Smith of Frio
Hamilton	Smith of Hopkins
Hankamer	Smith
Hardeman	of Matagorda
Hardin	Spencer
Harp	Stinson
Harper	Stoll

Talbert  
Tarwater  
Thornberry  
Thornton  
Turner  
Vale  
Voigt  
Waggoner  
Weldon

Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Hale

Absent

Bell  
Dwyer  
Hull  
Hunt  
Isaacks  
Kerr  
McFarland

Ragsdale  
Reaves  
Shell  
Taylor  
Tennant  
Vint

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 404 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—134

Allen  
Allison  
Alsup  
Anderson  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Broadfoot  
Brown of Cherokee  
Brown  
of Nacogdoches  
Bundy  
Burkett  
Burney  
Cauthorn  
Celaya  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colquitt  
Colson, Mrs.

Cornett  
Corry  
Crossley  
Daniel  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickison  
Dickson  
Donaghey  
Dowell  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hamilton  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Heflin  
Holland  
Howard

Howington  
Johnson of Ellis  
Johnson of Tarrant  
Keith  
Kennedy  
Kern  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McMurry  
McNamara  
Mohrman  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Reader of Bexar

Reader of Erath  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Thornberry  
Thornton  
Turner  
Vale  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Hale

Absent

Bell  
Dwyer  
Hull  
Hunt  
Isaacks  
Kerr  
McFarland

Ragsdale  
Reaves  
Shell  
Taylor  
Tennant  
Vint

Absent—Excused

Hartzog

#### SENATE BILL NO. 413 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 413, A bill to be entitled "An Act making it unlawful to take fish or shrimp except with certain prescribed tackle in certain waters of Corpus Christi Bay, Nueces County, Texas, etc., and declasing an emergency."

The bill was read second time.

Mr. Pope offered the following amendment to the bill:

Amend Senate Bill No. 413, by striking out all below the enacting clause, and insert in lieu thereof, the following:

"Section 1. It shall be unlawful for any person to place, set, use, drag or have in possession any seine, net or other device for catching fish, or shrimp, other than the ordinary pole and line, casting rod and reel, artificial bait, trot line, set line, gig without barbs, cast net, or minnow seine of not more than twenty feet in length, or trawl not over ten feet in width at the mouth, for catching bait, in or on any of the waters of Corpus Christi Bay within one-half mile of the mainland shore line between Flour Bluff Point and the city limits of Corpus Christi, Texas, or in or on the waters of Corpus Christi Bay within one mile of Dimmit Island in Nueces County, Texas.

"For the purpose of this Act, the shore line shall be the water's edge at mean tide.

"Section 2. Any person violating any of the above provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction shall be fined a sum not less than Twenty-five (\$25.00) Dollars and not more than Two Hundred (\$200.00) Dollars, and the fishing tackle illegally used shall be disposed of as directed in House Bill No. 80, Third Called Session of the Forty-second Legislature.

"Section 3. It shall be unlawful to take, catch, or attempt to do so, any fish, shrimp, oysters or crabs by any means, method or device, other than such as may hereafter be permitted by the provisions of this Act, in any of the tidal waters of Kleberg and Kenedy Counties and the waters of Laguna Madre in Nueces County.

"It shall be the duty of the Game, Fish and Oyster Commission of Texas to obtain the important facts pertaining to the fish, shrimp, oysters and crabs in the tidal waters named herein so that it shall adequately determine what privileges shall be given by this State, through the Commission for the taking and disposition of any of the species named herein from said waters.

"For the purpose of this Act the waters of Laguna Madre in Nueces County are hereby defined as all those waters of Laguna Madre which lie

north of the Nueces-Kleberg County line and between and south of a line running due east from the tip of Flour Bluff Point to a point on Mustang Island.

"Section 4. When the Commission has obtained the important facts as to the species of marine life named in this Act, and taking into consideration how the public interest shall best be served, and that the future supply of the species affected shall not be endangered, the Commission shall issue a proclamation granting certain specified privileges for the taking, possessing or sale of any species referred to in this Act. Such proclamation shall include and set forth the following:

- (1) The methods or devices by which they may be taken;
- (2) The time of the year, month, or day when they may be caught;
- (3) The bodies of water or places where they may be taken;
- (4) The size limits of the species privileged to be possessed;
- (5) The species that may be caught for sale by a licensed commercial fisherman.

Section 5. Any privileges that may be granted under the provisions of this Act, shall be issued in the form of a proclamation, the original copy of which shall be signed by the Chairman of the said Commission and its Director of the Coastal Division and shall be filed in the office of the Secretary of State. A copy of such proclamation shall be sent to each County Clerk of the Counties named herein, who shall record same in a suitable book, and for which he shall make no charge.

"A copy shall be furnished each County Attorney of the Counties named herein.

"Any such proclamation shall become effective thirty (30) days after its issuance, unless and except it is an emergency proclamation, whereupon it shall become effective in five (5) days.

"All proclamations shall remain in full force and effect until they are amended or rescinded, by specific reference to same in proclamations that are later issued.

"Section 6. This Act and any proclamation made by the Commission, shall be deemed prima facie valid, until it is otherwise proven in a court of competent jurisdiction.

"Section 7. All laws or parts of laws, in so far as they conflict with this Act, be and the same are hereby repealed. However nothing in this Act shall be construed to repeal any law of this State relating to fishing licenses or licenses for dealing in aquatic products.

"Section 8. Any person who violates any provision of this Act, except as to Section No. 1, for which a special penalty is herein provided, or any person who takes any fish, shrimp, oysters or crabs, from the tidal waters of Kleberg, or Kenedy Counties and from the waters of the Laguna Madre in Nueces County, except in accordance with the provisions of a proclamation, then in force, issued by the Commission, shall be deemed guilty of a misdemeanor and upon conviction shall be fined a sum of not less than Ten Dollars (\$10.00) nor more than Two Hundred Dollars (\$200.00), and the fishing tackle seized for evidence and illegally used or possessed, shall be disposed of as directed in H. B. No. 80, Third Called Session of the 42nd Legislature.

"Section 9. The fact that the present law is inadequate for the orderly harvesting of the marine life from the waters named herein, and for its conservation and preservation creates an emergency and an imperative public necessity that the Constitutional Rule, which requires that Bills be read on three separate days in each house, be suspended, therefore, said Constitutional Rule is hereby suspended, and this Act shall be in full force and effect on and after September 1, 1939."

The amendment was adopted.

Mr. Pope offered the following amendment to the bill:

Amend Senate Bill No. 413, by striking out all above the enacting clause and insert in lieu thereof the following:

"An Act making it unlawful to take fish or shrimp except with certain prescribed tackle in certain waters of Corpus Christi Bay, Nueces County, Texas; providing a penalty for violation of any provision of the Act; providing for disposition of tackle illegally used, and further providing it shall be unlawful to take, catch, or attempt to do so, any fish, shrimp, oysters or crabs, by any means, method or device, other than such as may hereafter be per-

mitted in the tidal waters of Kleberg, and Kenedy Counties and the LaGuna Madre in Nueces County; providing the Game, Fish and Oyster Commission shall obtain the important facts and on such basis grant privileges that may be justified; prescribing the method of issuing proclamations and when they are effective; providing for the repeal of laws in conflict with this Act; providing a suitable penalty for violation of any provision of this Act; and declaring an emergency."

The amendment was adopted.

Senate Bill No. 413 was then passed to third reading.

#### SENATE BILL NO. 413 ON THIRD READING

Mr. Pope moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 413 be placed on its third and final passage.

The motion prevailed by the following vote:

Yeas—142

Allison	Daniel
Alsop	Davis of Jasper
Anderson	Davis of Upshur
Bailey	Dean
Baker	Derden
of Fort Bend	Dickison
Baker of Grayson	Dickson
Bell	Donaghey
Blankenship	Dowell
Boethel	Dwyer
Bond	Faulkner
Boyd	Felty
Boyer	Ferguson
Bradbury	Fielden
Bradford	Fuchs
Bray	Galbreath
Bridgers	Gilmer
Brown of Cherokee	Goodman
Bundy	Gordon, Mrs.
Burkett	Hale
Burney	Hamilton
Cauthorn	Hankamer
Celaya	Hardeman
Chambers	Hardin
Clark	Harp
Cleveland	Harper
Cockrell	Harrell of Bastrop
Coleman	Harrell of Lamar
Colquitt	Harris
Colson, Mrs.	Heflin
Cornett	Holland
Corry	Howard
Crossley	Howington

Hull  
 Hunt  
 Johnson of Ellis  
 Johnson of Tarrant  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard  
 King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Reader of Bexar  
 Reader of Erath

Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Shell  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson  
 Winfree  
 Wood  
 Worley  
 Wright

Present—Not Voting

Brown  
 of Nacogdoches

Absent

Allen  
 Broadfoot  
 Isaacks

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 413 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—142

Allison  
 Alsop  
 Anderson  
 Bailey  
 Baker  
 of Fort Bend

Baker of Grayson  
 Bell  
 Blankenship  
 Boethel  
 Bond  
 Boyd

Boyer  
 Bradbury  
 Bradford  
 Bray  
 Bridgers  
 Brown of Cherokee  
 Bundy  
 Burkett  
 Burney  
 Cauthorn  
 Celaya  
 Chambers  
 Clark  
 Cleveland  
 Cockrell  
 Coleman  
 Colquitt  
 Colson, Mrs.  
 Cornett  
 Corry  
 Crossley  
 Daniel  
 Davis of Jasper  
 Davis of Upshur  
 Dean  
 Derden  
 Dickison  
 Dickson  
 Donaghey  
 Dowell  
 Dwyer  
 Faulkner  
 Felty  
 Ferguson  
 Fielden  
 Fuchs  
 Galbreath  
 Gilmer  
 Goodman  
 Gordon, Mrs.  
 Hale  
 Hamilton  
 Hankamer  
 Hardeman  
 Hardin  
 Harp  
 Harper  
 Harrell of Bastrop  
 Harrell of Lamar  
 Harris  
 Heflin  
 Holland  
 Howard  
 Howington  
 Hull  
 Hunt  
 Johnson of Ellis  
 Johnson of Tarrant  
 Keith  
 Kennedy  
 Kern  
 Kerr  
 Kersey  
 Kinard

King  
 Langdon  
 Lehman  
 Leonard  
 Leyendecker  
 Little  
 Lock  
 Loggins  
 London  
 Mays  
 McAlister  
 McDaniel  
 McDonald  
 McMurry  
 McNamara  
 Mohrmann  
 Monkhouse  
 Montgomery  
 Morris  
 Newell  
 Nicholson  
 Oliver  
 Pace  
 Petsch  
 Pevehouse  
 Piner  
 Pope  
 Reader of Bexar  
 Reader of Erath  
 Reaves  
 Reed  
 Rhodes  
 Riviere  
 Roach  
 Roberts  
 Robinson  
 Russell  
 Schuenemann  
 Segrist  
 Shell  
 Skiles  
 Smith of Frio  
 Smith of Hopkins  
 Smith  
 of Matagorda  
 Spencer  
 Stinson  
 Stoll  
 Talbert  
 Tarwater  
 Taylor  
 Tennant  
 Thornberry  
 Thornton  
 Turner  
 Vale  
 Vint  
 Voigt  
 Waggoner  
 Weldon  
 Wells  
 Westbrook  
 White  
 Wilson

Winfree  
Wood

Worley  
Wright

Present—Not Voting

Brown  
of Nacogdoches

Absent

Allen  
Broadfoot  
Isaacks

McFarland  
Ragsdale

Absent—Excused

Hartzog

SENATE BILL NO. 415 ON  
SECOND READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 415, A bill to be entitled "An Act to amend Chapter 1, Title 116 of the Revised Civil Statutes of Texas, 1925, by adding thereto a new Section to be known and referred to as Article 6673-b, providing that the State Highway Commission be authorized and empowered in its discretion to enter into contracts or agreements with the governing bodies of incorporated cities, towns, and villages, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 415 ON THIRD  
READING

Mr. Monkhouse moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 415 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—140

Allen	Bray
Allison	Bridgers
Alsup	Broadfoot
Anderson	Brown of Cherokee
Bailey	Brown
Baker	of Nacogdoches
of Fort Bend	Bundy
Baker of Grayson	Burkett
Blankenship	Burney
Boethel	Cauthorn
Bond	Celaya
Boyd	Chambers
Boyer	Clark
Bradbury	Cleveland
Bradford	Cockrell

Coleman  
Colquitt  
Colson, Mrs.  
Cornett  
Corry  
Crossley  
Daniel  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickison  
Dickson  
Donaghey  
Dowell  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Heflin  
Holland  
Howard  
Howington  
Hunt  
Isaacks  
Johnson of Ellis  
Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London

Mays  
McAlister  
McDaniel  
McDonald  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Bell	Ragsdale
Dwyer	Shell
Hull	Smith
Johnson of Tarrant	of Matagorda
McFarland	

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 415 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—140

Allen	Gordon, Mrs.
Allison	Hale
Alsup	Hamilton
Anderson	Hankamer
Bailey	Hardeman
Baker	Hardin
of Fort Bend	Harp
Baker of Grayson	Harper
Blankenship	Harrell of Bastrop
Boethel	Harrell of Lamar
Bond	Harris
Boyd	Heflin
Boyer	Holland
Bradbury	Howard
Bradford	Howington
Bray	Hunt
Bridgers	Isaacks
Broadfoot	Johnson of Ellis
Brown of Cherokee	Keith
Brown	Kennedy
of Nacogdoches	Kern
Bundy	Kerr
Burkett	Kersey
Burney	Kinard
Cauthorn	King
Celaya	Langdon
Chambers	Lehman
Clark	Leonard
Cleveland	Leyendecker
Cockrell	Little
Coleman	Lock
Colquitt	Loggins
Colson, Mrs.	London
Cornett	Mays
Corry	McAlister
Crossley	McDaniel
Daniel	McDonald
Davis of Jasper	McMurry
Davis of Upshur	McNamara
Dean	Mohrmann
Derden	Monkhouse
Dickison	Montgomery
Dickson	Morris
Donaghey	Newell
Dowell	Nicholson
Faulkner	Oliver
Felty	Pace
Ferguson	Petsch
Fielden	Pevehouse
Fuchs	Piner
Galbreath	Pope
Gilmer	Reader of Bexar
Goodman	Reader of Erath

Reaves	Taylor
Reed	Tennant
Rhodes	Thornberry
Riviere	Thornton
Roach	Turner
Roberts	Vale
Robinson	Vint
Russell	Voigt
Schuenemann	Waggoner
Segrist	Weldon
Skiles	Wells
Smith of Frio	Westbrook
Smith of Hopkins	White
Spencer	Wilson
Stinson	Winfree
Stoll	Wood
Talbert	Worley
Tarwater	Wright

Absent

Bell	Ragsdale
Dwyer	Shell
Hull	Smith
Johnson of Tarrant	of Matagorda
McFarland	

Absent—Excused

Hartzog

SENATE BILL NO. 436 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 436, A bill to be entitled "An Act amending Section 1 of House Bill No. 115, Acts, Fortieth Legislature, First Called Session, and declaring an emergency."

The bill was read second time.

Mr. Stoll offered the following amendment to the bill:

Amend Senate Bill No. 436, page 1, Section 1, by changing the words and figures "forty thousand (40,000)" to "forty-two thousand (42,000)", and the words and figures "one hundred thousand (100,000)" to fifty-two thousand (52,000)".

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 436 was then passed to third reading.

SENATE BILL NO. 436 ON THIRD READING

Mr. Stoll moved that the constitutional rule, requiring bills to be read

on three several days, be suspended, and that Senate Bill No. 436 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—138

Allen	Harper
Allison	Harrell of Bastrop
Alsup	Harrell of Lamar
Bailey	Harris
Baker	Heflin
of Fort Bend	Holland
Baker of Grayson	Howard
Blankenship	Howington
Bond	Hull
Boyd	Hunt
Boyer	Isaacks
Bradbury	Johnson of Ellis
Bradford	Keith
Bray	Kennedy
Bridgers	Kern
Brown of Cherokee	Kerr
Brown	Kersey
of Nacogdoches	Kinard
Bundy	King
Burney	Langdon
Cauthorn	Lehman
Celaya	Leonard
Chambers	Leyendecker
Clark	Little
Cleveland	Lock
Cockrell	Loggins
Coleman	London
Colquitt	Mays
Colson, Mrs.	McAlister
Cornett	McDaniel
Corry	McDonald
Crossley	McFarland
Daniel	McMurry
Davis of Jasper	McNamara
Davis of Upshur	Mohrmann
Dean	Monkhouse
Derden	Montgomery
Dickison	Morris
Dickson	Newell
Donaghey	Nicholson
Dowell	Oliver
Faulkner	Pace
Felty	Petsch
Ferguson	Piner
Fielden	Pope
Fuchs	Reader of Bexar
Galbreath	Reader of Erath
Gilmer	Reaves
Goodman	Reed
Gordon, Mrs.	Rhodes
Hale	Riviere
Hamilton	Roach
Hankamer	Roberts
Hardeman	Robinson
Hardin	Russell
Harp	Schuenemann

Segrist	Turner
Shell	Vale
Skiles	Vint
Smith of Frio	Voigt
Smith of Hopkins	Waggoner
Spencer	Weldon
Stinson	Wells
Stoll	Westbrook
Talbert	White
Tarwater	Wilson
Taylor	Winfree
Tennant	Wood
Thornberry	Worley
Thornton	Wright

## Present—Not Voting

Burkett

## Absent

Anderson	Johnson of Tarrant
Bell	Pevehouse
Boethel	Ragsdale
Broadfoot	Smith
Dwyer	of Matagorda

## Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 436 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—138

Allen	Colson, Mrs.
Allison	Cornett
Alsup	Corry
Bailey	Crossley
Baker	Daniel
of Fort Bend	Davis of Jasper
Baker of Grayson	Davis of Upshur
Blankenship	Dean
Bond	Derden
Boyd	Dickison
Boyer	Dickson
Bradbury	Donaghey
Bradford	Dowell
Bray	Faulkner
Bridgers	Felty
Brown of Cherokee	Ferguson
Brown	Fielden
of Nacogdoches	Fuchs
Bundy	Galbreath
Burney	Gilmer
Cauthorn	Goodman
Celaya	Gordon, Mrs.
Chambers	Hale
Clark	Hamilton
Cleveland	Hankamer
Cockrell	Kern
Coleman	Kerr
Colquitt	Kersey

Hardeman	Petsch
Hardin	Piner
Harp	Pope
Harper	Reader of Bexar
Harrell of Bastrop	Reader of Erath
Harrell of Lamar	Reaves
Harris	Reed
Heflin	Rhodes
Holland	Riviere
Howard	Roach
Howington	Roberts
Hull	Robinson
Hunt	Russell
Isaacks	Schuenemann
Johnson of Ellis	Segrist
Keith	Shell
Kennedy	Skiles
Kinard	Smith of Frio
King	Smith of Hopkins
Langdon	Spencer
Lehman	Stinson
Leonard	Stoll
Leyendecker	Talbert
Little	Tarwater
Lock	Taylor
Loggins	Tennant
London	Thornberry
Mays	Thornton
McAlister	Turner
McDaniel	Vale
McDonald	Vint
McFarland	Voigt
McMurry	Waggoner
McNamara	Weldon
Mohrman	Wells
Monkhouse	Westbrook
Montgomery	White
Morris	Wilson
Newell	Winfree
Nicholson	Wood
Oliver	Worley
Pace	Wright

Present—Not Voting

Burkett

Absent

Anderson	Johnson of Tarrant
Bell	Pevehouse
Boethel	Ragsdale
Broadfoot	Smith
Dwyer	of Matagorda

Absent—Excused

Hartzog

SENATE BILL NO. 440 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 440, A bill to be entitled "An Act validating certain outstand-

ing road and bridge time warrants of Rusk County, Texas, heretofore issued to provide funds for the construction of a connection between State Highway No. 26 and State Highway No. 259 in Commissioner's Precinct No. 1 of said County, said time warrants being in the amount of Thirty-five Thousand, One Hundred Eighty-two and 15/100 (\$35,182.15) Dollars, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 440 ON THIRD READING

Mr. Ferguson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 440 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—140

Allen	Davis of Jasper
Allison	Davis of Upshur
Alsup	Dean
Anderson	Derden
Bailey	Dickison
Baker	Dickson
of Fort Bend	Donaghey
Baker of Grayson	Dowell
Bell	Faulkner
Blankenship	Felty
Boethel	Ferguson
Bond	Fielden
Boyd	Fuchs
Boyer	Galbreath
Bradbury	Gilmer
Bradford	Gordon, Mrs.
Bray	Hale
Bridgers	Hamilton
Brown of Cherokee	Hankamer
Brown	Hardeman
of Nacogdoches	Hardin
Bundy	Harp
Burkett	Harper
Burney	Harrell of Bastrop
Cauthorn	Harrell of Lamar
Celaya	Harris
Chambers	Heflin
Clark	Holland
Cleveland	Howard
Cockrell	Howington
Coleman	Hull
Colquitt	Hunt
Colson, Mrs.	Isaacks
Cornett	Johnson of Ellis
Corry	Johnson of Tarrant
Crossley	Keith
Daniel	Kennedy

Kern	Reed
Kerr	Rhodes
Kersey	Riviere
Kinard	Roach
King	Roberts
Langdon	Robinson
Lehman	Russell
Leonard	Schuenemann
Leyendecker	Segrist
Little	Shell
Lock	Skiles
Loggins	Smith of Frio
London	Smith of Hopkins
Mays	Spencer
McAlister	Stinson
McDaniel	Stoll
McDonald	Talbert
McMurry	Tarwater
McNamara	Taylor
Mohrmann	Tennant
Monkhouse	Thornton
Montgomery	Turner
Morris	Vale
Newell	Vint
Nicholson	Voigt
Oliver	Waggoner
Pace	Weldon
Petsch	Wells
Pevehouse	White
Piner	Wilson
Pope	Winfree
Reader of Bexar	Wood
Reader of Erath	Worley
Reaves	Wright

Present—Not Voting

Westbrook

Absent

Broadfoot	Ragsdale
Dwyer	Smith
Goodman	of Matagorda
McFarland	Thornberry

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 440 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—140

Allen	Blankenship
Allison	Boethel
Alsup	Bond
Anderson	Boyd
Bailey	Boyer
Baker	Bradbury
of Fort Bend	Bradford
Baker of Grayson	Bray
Bell	Bridgers

Brown of Cherokee	Lehman
Brown	Leonard
of Nacogdoches	Leyendecker
Bundy	Little
Burkett	Lock
Burney	Loggins
Cauthorn	London
Celaya	Mays
Chambers	McAlister
Clark	McDaniel
Cleveland	McDonald
Cockrell	McMurry
Coleman	McNamara
Colquitt	Mohrmann
Colson, Mrs.	Monkhouse
Cornett	Montgomery
Corry	Morris
Crossley	Newell
Daniel	Nicholson
Davis of Jasper	Oliver
Davis of Upshur	Pace
Dean	Petsch
Derden	Pevehouse
Dickison	Piner
Dickson	Pope
Donaghey	Reader of Bexar
Dowell	Reader of Erath
Faulkner	Reaves
Felty	Reed
Ferguson	Rhodes
Fielden	Riviere
Fuchs	Roach
Galbreath	Roberts
Gilmer	Robinson
Gordon, Mrs.	Russell
Hale	Schuenemann
Hamilton	Segrist
Hankamer	Shell
Hardeman	Skiles
Hardin	Smith of Frio
Harp	Smith of Hopkins
Harper	Spencer
Harrell of Bastrop	Stinson
Harrell of Lamar	Stoll
Harris	Talbert
Heflin	Tarwater
Holland	Taylor
Howard	Tennant
Howington	Thornton
Hull	Turner
Hunt	Vale
Isaacks	Vint
Johnson of Ellis	Voigt
Johnson of Tarrant	Waggoner
Keith	Weldon
Kennedy	Wells
Kern	White
Kerr	Wilson
Kersey	Winfree
Kinard	Wood
King	Worley
Langdon	Wright

Present—Not Voting

Westbrook

Absent

Broadfoot	Ragsdale
Dwyer	Smith
Goodman	of Matagorda
McFarland	Thornberry

Absent—Excused

Hartzog

SENATE BILL NO. 441 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 441, A bill to be entitled "An Act authorizing County Boards of School Trustees to abolish and/or subdivide common school districts having fewer than ten (10) scholastics and not having conducted a school for a period of five (5) years providing that the territory of school districts so abolished or subdivided may be attached to contiguous districts in such manner as may be determined by the County Boards, etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 441 ON THIRD READING

Mr. Allison moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 441 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—141

Allen	Brown of Cherokee
Allison	Brown
Alsup	of Nacogdoches
Anderson	Bundy
Bailey	Burney
Baker	Cauthorn
of Fort Bend	Celaya
Baker of Grayson	Chambers
Bell	Clark
Blankenship	Cleveland
Boethel	Cockrell
Bond	Coleman
Boyd	Colquitt
Boyer	Colson, Mrs.
Bradbury	Cornett
Bradford	Corry
Bray	Crossley
Bridgers	Daniel
Broadfoot	Davis of Jasper

Davis of Upshur	McMurry
Dean	McNamara
Derden	Mohrmann
Dickison	Monkhouse
Dickson	Montgomery
Donaghey	Morris
Dowell	Newell
Faulkner	Nicholson
Felty	Pace
Ferguson	Petsch
Fielden	Pevehouse
Fuchs	Piner
Galbreath	Pope
Gilmer	Reader of Bexar
Gordon, Mrs.	Reader of Erath
Hale	Reaves
Hamilton	Reed
Hankamer	Rhodes
Hardeman	Riviere
Hardin	Roach
Harp	Roberts
Harper	Robinson
Harrell of Bastrop	Russell
Harrell of Lamar	Schuenemann
Harris	Segrist
Heflin	Shell
Holland	Skiles
Howard	Smith of Frio
Hull	Smith of Hopkins
Hunt	Spencer
Isaacks	Stinson
Johnson of Ellis	Stoll
Johnson of Tarrant	Talbert
Keith	Tarwater
Kennedy	Taylor
Kern	Tennant
Kerr	Thornberry
Kersey	Thornton
Kinard	Turner
King	Vale
Langdon	Vint
Lehman	Voigt
Leonard	Waggoner
Leyendecker	Weldon
Little	Wells
Lock	Westbrook
Loggins	White
London	Wilson
Mays	Winfree
McAlister	Wood
McDaniel	Worley
McDonald	Wright
McFarland	

Absent

Burkett	Oliver
Dwyer	Ragsdale
Goodman	Smith
Howington	of Matagorda

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 441 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—141

Allen	Hardin
Allison	Harp
Alsup	Harper
Anderson	Harrell of Bastrop
Bailey	Harrell of Lamar
Baker	Harris
of Fort Bend	Heflin
Baker of Grayson	Holland
Bell	Howard
Blankenship	Hull
Boethel	Hunt
Bond	Isaacks
Boyd	Johnson of Ellis
Boyer	Johnson of Tarrant
Bradbury	Keith
Bradford	Kennedy
Bray	Kern
Bridgers	Kerr
Broadfoot	Kersey
Brown of Cherokee	Kinard
Brown	King
of Nacogdoches	Langdon
Bundy	Lehman
Burney	Leonard
Cauthorn	Leyendecker
Celaya	Little
Chambers	Lock
Clark	Loggins
Cleveland	London
Cockrell	Mays
Coleman	McAlister
Colquitt	McDaniel
Colson, Mrs.	McDonald
Cornett	McFarland
Corry	McMurry
Crossley	McNamara
Daniel	Mohrmann
Davis of Jasper	Monkhouse
Davis of Upshur	Montgomery
Dean	Morris
Derden	Newell
Dickison	Nicholson
Dickson	Pace
Donaghey	Petsch
Dowell	Pevehouse
Faulkner	Piner
Felty	Pope
Ferguson	Reader of Bexar
Fielden	Reader of Erath
Fuchs	Reaves
Galbreath	Reed
Gilmer	Rhodes
Gordon, Mrs.	Riviere
Hale	Roach
Hamilton	Roberts
Hankamer	Robinson
Hardeman	Russell

Schuenemann	Turner
Segrist	Vale
Shell	Vint
Skiles	Voigt
Smith of Frio	Waggoner
Smith of Hopkins	Weldon
Spencer	Wells
Stinson	Westbrook
Stoll	White
Talbert	Wilson
Tarwater	Winfree
Taylor	Wood
Tennant	Worley
Thornberry	Wright
Thornton.	

Absent

Burkett	Oliver
Dwyer	Ragsdale
Goodman	Smith
Howington	of Matagorda

Absent—Excused

Hartzog

SENATE BILL NO. 451 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 451, A bill to be entitled "An Act providing for assessment upon the scholastic apportionment allocated to Van Zandt County, etc., and declaring an emergency."

The bill was read second time.

Mr. Weldon offered the following amendment to the bill:

Amend Senate Bill No. 451, by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. That House Bill No. 72, Chapter 39, Page 83, Section 4, of the General and Special Laws of the 42nd Legislature, First Called Session, 1931, as amended by House Bill No. 607, passed at the Regular Session of the 46th Legislature, 1939, be and the same is hereby amended so as to hereafter read as follows:

"Section 4: The salary of the rural school supervisor shall be determined by the County Board of School Trustees, providing that the total salaries paid such school supervisor for any one year shall not exceed two thousand (\$2,000) Dollars; said salary shall be included in the annual budget for County Administration Expense, and an assessment shall be levied upon

the scholastic population of Van Zandt County for the purpose of paying the salary of the supervisor, provided the County Board of School Trustees of the various counties named in House Bill No. 72, Chapter 9, of the General and Special Laws of the 42nd Legislature, First Called Session, 1931, shall have the power to discontinue the office of rural school supervisors at any time when it is clearly shown that such rural school supervisors are not a public necessity, and their services are not commensurate with the salaries received."

"Sec. 2. The fact that the citizens of Van Zandt County desire to change the mode and manner and source from which the payments of rural school supervisors are made creates an emergency and an imperative public necessity that the Constitutional Rule requiring all bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill 451 was then passed to third reading.

SENATE BILL NO. 451 ON THIRD READING

Mr. Weldon moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 451 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—140

- |                  |                   |
|------------------|-------------------|
| Allen            | Bray              |
| Allison          | Bridgers          |
| Alsup            | Broadfoot         |
| Bailey           | Brown of Cherokee |
| Baker            | Bundy             |
| of Fort Bend     | Burkett           |
| Baker of Grayson | Cauthorn          |
| Bell             | Celaya            |
| Blankenship      | Chambers          |
| Boethel          | Clark             |
| Bond             | Cleveland         |
| Boyd             | Cockrell          |
| Boyer            | Coleman           |
| Bradbury         | Colquitt          |
| Bradford         | Colson, Mrs.      |

- |                    |                  |
|--------------------|------------------|
| Cornett            | McAlister        |
| Corry              | McDonald         |
| Crossley           | McMurry          |
| Daniel             | McNamara         |
| Davis of Jasper    | Mohrmann         |
| Davis of Upshur    | Monkhouse        |
| Dean               | Montgomery       |
| Derden             | Morris           |
| Dickison           | Newell           |
| Dickson            | Nicholson        |
| Donaghey           | Oliver           |
| Dowell             | Pace             |
| Faulkner           | Petsch           |
| Felty              | Pevehouse        |
| Ferguson           | Piner            |
| Fielden            | Pope             |
| Fuchs              | Reader of Bexar  |
| Galbreath          | Reader of Erath  |
| Gilmer             | Reaves           |
| Goodman            | Reed             |
| Gordon, Mrs.       | Rhodes           |
| Hale               | Riviere          |
| Hamilton           | Roach            |
| Hankamer           | Roberts          |
| Hardeman           | Robinson         |
| Hardin             | Russell          |
| Harp               | Schuenemann      |
| Harper             | Segrist          |
| Harrell of Bastrop | Shell            |
| Harrell of Lamar   | Skiles           |
| Harris             | Smith of Frio    |
| Heflin             | Smith of Hopkins |
| Holland            | Smith            |
| Howard             | of Matagorda     |
| Howington          | Spencer          |
| Hull               | Stinson          |
| Hunt               | Stoll            |
| Isaacks            | Talbert          |
| Johnson of Ellis   | Tarwater         |
| Johnson of Tarrant | Taylor           |
| Keith              | Tennant          |
| Kennedy            | Thornton         |
| Kern               | Turner           |
| Kerr               | Vale             |
| Kersey             | Vint             |
| Kinard             | Voigt            |
| King               | Waggoner         |
| Langdon            | Weldon           |
| Lehman             | Wells            |
| Leonard            | Westbrook        |
| Leyendecker        | White            |
| Little             | Wilson           |
| Lock               | Winfree          |
| Loggins            | Wood             |
| London             | Worley           |
| Mays               | Wright           |

Nays—1

Thornberry

Present—Not Voting

Brown  
of Nacogdoches

Absent	
Anderson	McDaniel
Burney	McFarland
Dwyer	Ragsdale
Absent—Excused	
<b>Hartzog</b>	
The Chair laid Senate Bill No. 451 before the House on third reading and final passage.	
The bill was read third time, and was passed by the following vote:	
Yeas—140	
Allen	Gilmer
Allison	Goodman
Alsop	Gordon, Mrs.
Bailey	Hale
Baker	Hamilton
of Fort Bend	Hankamer
Baker of Grayson	Hardeman
Bell	Hardin
Blankenship	Harp
Boethel	Harper
Bond	Harrell of Bastrop
Boyd	Harrell of Lamar
Boyer	Harris
Bradbury	Heflin
Bradford	Holland
Bray	Howard
Bridgers	Howington
Broadfoot	Hull
Brown of Cherokee	Hunt
Bundy	Isaacks
Burkett	Johnson of Ellis
Cauthorn	Johnson of Tarrant
Celaya	Keith
Chambers	Kennedy
Clark	Kern
Cleveland	Kerr
Cockrell	Kersey
Coleman	Kinard
Colquitt	King
Colson, Mrs.	Langdon
Cornett	Lehman
Corry	Leonard
Crossley	Leyendecker
Daniel	Little
Davis of Jasper	Lock
Davis of Upshur	Loggins
Dean	London
Derden	Mays
Dickison	McAlister
Dickson	McDonald
Donaghey	McMurry
Dowell	McNamara
Faulkner	Mohrmann
Fclty	Monkhouse
Ferguson	Montgomery
Fielden	Morris
Fuchs	Newell
Galbreath	Nicholson

Oliver	Spencer
Pace	Stinson
Petsch	Stoll
Pevehouse	Talbert
Piner	Tarwater
Pope	Taylor
Reader of Bexar	Tennant
Reader of Erath	Thornton
Reaves	Turner
Reed	Vale
Rhodes	Vint
Riviere	Voigt
Roach	Waggoner
Roberts	Weldon
Robinson	Wells
Russell	Westbrook
Schuenemann	White
Segrist	Wilson
Shell	Winfree
Skiles	Wood
Smith of Frio	Worley
Smith of Hopkins	Wright
Smith of Matagorda	

## Nays—1

Thornberry

## Present—Not Voting

Brown  
of Nacogdoches

## Absent

Anderson	McDaniel
Burney	McFarland
Dwyer	Ragsdale

## Absent—Excused

Hartzog

SENATE BILL NO. 452 ON  
SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 452, A bill to be entitled "An Act providing for the payment of the salaries of County Superintendents in certain counties; and providing for the payment of office expenses and traveling expenses of County Superintendents in certain counties, and declaring an emergency."

The bill was read second time.

Mr. Baker of Fort Bend offered the following amendments to the bill:

Amend Senate Bill No. 452 by striking out all below the encating clause and substituting in lieu thereof the following:

"Section 1. That Section 2 of Ar-

title 2700d-18 of the Revised Civil Statutes of 1925 as amended by the Acts of the Forty-fifth Legislature, First Called Session, be amended so as to read as follows:

"Section 2. In all counties of the State of Texas having a population of not less than seventeen thousand, six hundred and sixty (17,660) inhabitants and not more than seventeen thousand, eight hundred and fifty (17,850) inhabitants, according to the preceding Federal Census, the salary of the County Superintendent of Public Instruction shall be not less than Two Thousand, Seven Hundred and Fifty Dollars (\$2,750) and not more than Three Thousand Dollars (\$3,000) per annum; and in all counties of the State of Texas having a population of not less than twenty-nine thousand, seven hundred (29,700) and not more than twenty-nine thousand, seven hundred fifty (29,750) inhabitants, according to the last preceding Federal Census, the salary of the County Superintendent shall from and after the passage of this Act, be not less than the sum of Twenty-four Hundred Dollars (\$2,400) per annum nor more than the sum of Three Thousand Dollars (\$3,000) per annum, the amount of which salary shall be fixed by the order of the County Board of Education for said counties, and the County Board of Education for each of the counties coming within the term of this bill shall by order entered in its minutes set the salary for each of their respective counties.

"The amount of salaries allowed hereunder shall be paid in the manner and in accordance with the now existing laws governing the maintenance of the office of the County Superintendent; providing, however, the salary herein provided for shall be paid monthly upon order of the County School Trustees; and provided further that the salary for the month of September shall not be paid until the County Superintendent of Public Instruction shall have presented a receipt or a certificate from the State Superintendent of Public Instruction showing that he has made all the reports required of him by the State Superintendent of Public Instruction.

"Section 3. The fact that the present salary schedule of certain County Superintendents of the State of Texas are inadequate, works an undue hardship on such Superintendents, and

creates an imperative public necessity that the Constitutional Rule requiring that bills be read on three several days be suspended, and the same is hereby suspended, and this Act shall be in full force and effect from and after the date of its passage, and it is so enacted."

Amend Senate Bill No. 452 by striking out all above the enacting clause and substituting in lieu thereof the following:

"A bill to be entitled an act amending Section 2 of Article 2700d-18 of the Revised Civil Statutes of 1925 as amended by the Acts of the First Called Session of the Forty-fifth Legislature of the State of Texas; and declaring an emergency."

The amendments were severally adopted.

Senate Bill No. 452 was then passed to third reading.

SENATE BILL NO. 452 ON THIRD READING

Mr. Baker of Fort Bend, moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 452, be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—133

- |                   |                 |
|-------------------|-----------------|
| Allen             | Coleman         |
| Allison           | Colquitt        |
| Alsup             | Colson, Mrs.    |
| Anderson          | Cornett         |
| Bailey            | Corry           |
| Baker             | Crossley        |
| of Fort Bend      | Davis of Jasper |
| Baker of Grayson  | Davis of Upshur |
| Blankenship       | Dean            |
| Boethel           | Derden          |
| Bond              | Dickison        |
| Boyd              | Dickson         |
| Boyer             | Donaghey        |
| Bradbury          | Dowell          |
| Bradford          | Faulkner        |
| Bray              | Felty           |
| Bridgers          | Ferguson        |
| Brown of Cherokee | Fielden         |
| Bundy             | Fuchs           |
| Burkett           | Galbreath       |
| Cauthorn          | Gilmer          |
| Celaya            | Gordon, Mrs.    |
| Chambers          | Hale            |
| Clark             | Hamilton        |
| Cleveland         | Hankamer        |
| Cockrell          | Hardeman        |

Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Heflin  
Holland  
Howard  
Howington  
Hull  
Hunt  
Isaacks  
Johnson of Ellis  
Johnson of Tarrant  
Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McMurry  
McNamara  
Mohrmann  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace

Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Bexar  
Reader of Erath  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Wright

Nays—1

Daniel

Present—Not Voting

Brown Lock  
of Nacogdoches

Absent

Bell Monkhouse  
Broadfoot Reaves  
Burney Schuenemann  
Dwyer Shell  
Goodman Thornberry  
McFarland Worley

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 452, before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—133

Allen  
Allison  
Alsup  
Anderson  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Brown of Cherokee  
Bundy  
Burkett  
Cauthorn  
Celaya  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colquitt  
Colson, Mrs.  
Cornett  
Corry  
Crossley  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickison  
Dickson  
Donaghey  
Dowell  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Gordon, Mrs.  
Hale  
Hamilton  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Heflin  
Holland

Howard  
Howington  
Hull  
Hunt  
Isaacks  
Johnson of Ellis  
Johnson of Tarrant  
Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McMurry  
McNamara  
Mohrmann  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Bexar  
Reader of Erath  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Segrist  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor

Tennant  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon

Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Wright

Nays—1

Daniel

Present—Not Voting

Brown of Nacogdoches Lock

Absent

Bell  
Broadfoot  
Burney  
Dwyer  
Goodman  
McFarland

Monkhouse  
Reaves  
Schuenemann  
Shell  
Thornberry  
Worley

Absent—Excused

Hartzog

SENATE BILL NO. 453 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 453, A bill to be tentitled "An Act to provide for acquiring and acceptance of title of about 14 acres of the original Five League Grant, from San Felipe Park Association and Corporation of San Felipe de Austin to about six hundred fifty (650) acres of land situated in Austin County, Texas, etc.; providing for management and control, beautifying and improving said land, the same to be designated by name, as 'Stephen F. Austin State Park,' and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 453 ON THIRD READING

Mr. Vint moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 453, be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—136

Allen  
Allison

Alsop  
Bailey

Baker of Fort Bend  
Baker of Grayson  
Bell  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Brown of Cherokee  
Brown of Nacogdoches  
Bundy  
Burkett  
Cauthorn  
Celaya  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colquitt  
Colson, Mrs.  
Cornett  
Corry  
Crossley  
Daniel  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickson  
Donaghey  
Dowell  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Heflin  
Holland  
Howard  
Howington  
Hull  
Hunt  
Isaacks

Johnson of Ellis  
Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Reader of Bexar  
Reader of Erath  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Waggoner  
Weldon

Wells  
Westbrook  
White  
Wilson

Winfree  
Worley  
Wright

Nays—1

Wood

Absent

Anderson  
Broadfoot  
Burney  
Dickison  
Dwyer  
Johnson of Tarrant

Pope  
Ragsdale  
Reaves  
Taylor  
Voigt

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 453 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—136

Allen	Dean
Allison	Derden
Alsup	Dickson
Bailey	Donaghey
Baker	Dowell
of Fort Bend	Faulkner
Baker of Grayson	Felty
Bell	Ferguson
Blankenship	Fielden
Boethel	Fuchs
Bond	Galbreath
Boyd	Gilmer
Boyer	Goodman
Bradbury	Gordon, Mrs.
Bradford	Hale
Bray	Hamilton
Bridgers	Hankamer
Brown of Cherokee	Hardeman
Brown	Hardin
of Nacogdoches	Harp
Bundy	Harper
Burkett	Harrell of Bastrop
Cauthorn	Harrell of Lamar
Celaya	Harris
Chambers	Heflin
Clark	Holland
Cleveland	Howard
Cockrell	Howington
Coleman	Hull
Colquitt	Hunt
Colson, Mrs.	Isaacks
Cornett	Johnson of Ellis
Corry	Keith
Crossley	Kennedy
Daniel	Kern
Davis of Jasper	Kerr
Davis of Upshur	Kersey

Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Reader of Bexar  
Reader of Erath  
Reed  
Rhodes  
Riviere

Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Worley  
Wright

Nays—1

Wood

Absent

Anderson	Pope
Broadfoot	Ragsdale
Burney	Reaves
Dickison	Taylor
Dwyer	Voigt
Johnson of Tarrant	

Absent—Excused

Hartzog

#### SENATE BILL NO. 131 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 131, A bill to be entitled "An Act prohibiting escapes from any jail and providing a penalty, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 131 ON THIRD READING

Mr. Robinson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 131, be placed to its third reading and final passage.

The motion prevailed by the following vote:

Yea—139	
Allen	Gordon, Mrs.
Allison	Hale
Alsup	Hamilton
Anderson	Hankamer
Bailey	Hardeman
Baker	Hardin
of Fort Bend	Harp
Baker of Grayson	Harper
Blankenship	Harrell of Bastrop
Boethel	Harrell of Lamar
Bond	Harris
Boyd	Heflin
Boyer	Holland
Bradford	Howard
Bray	Howington
Bridgers	Hull
Broadfoot	Hunt
Brown of Cherokee	Isaacks
Brown	Johnson of Ellis
of Nacogdoches	Johnson of Tarrant
Bundy	Keith
Burkett	Kennedy
Burney	Kern
Cauthorn	Kerr
Celaya	Kersey
Chambers	Kinard
Clark	King
Cleveland	Langdon
Cockrell	Lehman
Coleman	Leonard
Colquitt	Little
Colson, Mrs.	Lock
Cornett	Loggins
Corry	London
Crossley	Mays
Daniel	McAlister
Davis of Jasper	McDaniel
Davis of Upshur	McDonald
Dean	McMurry
Derden	McNamara
Dickson	Mohrmann
Dickson	Monkhouse
Donaghey	Montgomery
Dowell	Morris
Faulkner	Newell
Felty	Nicholson
Ferguson	Oliver
Fielden	Pace
Fuchs	Petsch
Galbreath	Pevehouse
Gilmer	Piner
Goodman	Pope

Ragsdale	Stinson
Reader of Bexar	Stoll
Reader of Erath	Tarwater
Reaves	Taylor
Reed	Tennant
Rhodes	Thornton
Riviere	Turner
Roach	Vale
Roberts	Vint
Robinson	Voigt
Russell	Waggoner
Segrist	Weldon
Shell	Wells
Skiles	Westbrook
Smith of Frio	White
Smith of Hopkins	Wilson
Smith	Winfree
of Matagorda	Wood
Spencer	Worley

Nays—1

Wright

Absent

Bell	McFarland
Bradbury	Schuenemann
Dwyer	Talbert
Leyendecker	Thornberry

Absent—Excused

Hartzog

The Chair then laid Senate Bill No. 131, before the House, on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—138

Allen	Cauthorn
Allison	Celaya
Alsup	Chambers
Anderson	Clark
Bailey	Cleveland
Baker	Cockrell
of Fort Bend	Coleman
Baker of Grayson	Colquitt
Blankenship	Colson, Mrs.
Boethel	Cornett
Bond	Corry
Boyd	Crossley
Boyer	Daniel
Bradford	Davis of Jasper
Bray	Davis of Upshur
Bridgers	Dean
Broadfoot	Derden
Brown of Cherokee	Dickson
Brown	Dickson
of Nacogdoches	Donaghey
Bundy	Dowell
Burkett	Faulkner
Burney	Felty

Ferguson	Morris
Fielden	Newell
Fuchs	Nicholson
Galbreath	Oliver
Gilmer	Pace
Goodman	Petsch
Gordon, Mrs.	Pevehouse
Hale	Piner
Hamilton	Pope
Hankamer	Ragsdale
Hardeman	Reader of Bexar
Hardin	Reader of Erath
Harp	Reaves
Harper	Reed
Harrell of Bastrop	Rhodes
Harrell of Lamar	Riviere
Harris	Roach
Heflin	Roberts
Holland	Robinson
Howard	Russell
Howington	Segrist
Hull	Shell
Hunt	Skiles
Isaacks	Smith of Frio
Johnson of Ellis	Smith of Hopkins
Johnson of Tarrant	Smith
Keith	of Matagorda
Kennedy	Spencer
Kern	Stinson
Kerr	Stoll
Kersey	Tarwater
Kinard	Taylor
King	Tennant
Langdon	Thornton
Leonard	Turner
Little	Vale
Lock	Vint
Loggins	Voigt
London	Waggoner
Mays	Weldon
McAlister	Wells
McDaniel	Westbrook
McDonald	White
McMurry	Wilson
McNamara	Winfree
Mohrmann	Wood
Monkhouse	Worley
Montgomery	

Nays—1

Wright Present—Not Voting

Lehman

Absent

Bell	McFarland
Bradbury	Schuenemann
Dwyer	Talbert
Leyendecker	Thornberry

Absent—Excused

Hartzog

Mr. Anderson moved that the House adjourn until 10:00 o'clock, a. m., tomorrow.

The motion to adjourn was lost.

## RELATIVE TO HOUSE BILL NO. 1061

Mr. Cornett asked unanimous consent of the House that the House take up and consider at this time, House Bill No. 1061.

There was objection offered.

Mr. Roberts moved that the House adjourn until 10:00 o'clock, a. m., tomorrow.

Question recurring on the motion to adjourn, yeas and nays were demanded.

The motion to adjourn was lost by the following vote:

Yeas—45

Allen	Harris
Bailey	Hunt
Blankenship	Johnson of Ellis
Boethel	Keith
Bradbury	Kennedy
Bradford	Leonard
Bray	McAlister
Bridgers	McDonald
Brown	McMurry
of Nacogdoches	Oliver
Burney	Piner
Cleveland	Reader of Bexar
Cockrell	Reed
Crossley	Roberts
Dickison	Russell
Donaghey	Segrist
Dwyer	Smith
Faulkner	of Matagorda
Felty	Stoll
Ferguson	Tarwater
Fuchs	Vale
Hale	Weldon
Hamilton	Wells
Hardin	

Nays—77

Allison	Dean
Anderson	Derden
Baker	Dickson
of Fort Bend	Fielden
Baker of Grayson	Galbreath
Bond	Goodman
Boyd	Gordon, Mrs.
Boyer	Hankamer
Brown of Cherokee	Hardeman
Burkett	Harp
Cauthorn	Harper
Chambers	Harrell of Bastrop
Clark	Harrell of Lamar
Coleman	Holland
Colquitt	Howard
Colson, Mrs.	Howington
Cornett	Hull
Daniel	Johnson of Tarrant
Davis of Jasper	Kern
Davis of Upshur	Kerr

Kersey  
King  
Langdon  
Lehman  
Little  
Lock  
Loggins  
London  
Mays  
McDaniel  
McNamara  
Montgomery  
Newell  
Petsch  
Pevehouse  
Pope  
Ragsdale  
Reader of Erath  
Reaves

Riviere  
Roach  
Robinson  
Schuenemann  
Shell  
Skiles  
Smith of Frio  
Spencer  
Stinson  
Taylor  
Thornberry  
Thornton  
Turner  
Vint  
Voigt  
White  
Wilson  
Wood  
Wright

Absent

Alsup  
Bell  
Broadfoot  
Bundy  
Celaya  
Corry  
Dowell  
Gilmer  
Heflin  
Isaacks  
Kinard  
Leyendecker  
McFarland

Mohrmann  
Monkhouse  
Morris  
Nicholson  
Pace  
Rhodes  
Smith of Hopkins  
Talbert  
Tennant  
Waggoner  
Westbrook  
Winfree  
Worley

Absent—Excused

Hartzog

HOUSE BILL NO. 1061 ON SECOND READING

Mr. Bond moved that the regular order of business be suspended, to take up and have placed on second reading and passage to engrossment, House Bill No. 1061.

The motion prevailed by the following vote:

Yeas—125

Allison  
Alsup  
Anderson  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer

Bradbury  
Bradford  
Bray  
Bridgers  
Brown of Cherokee  
Brown  
of Nacogdoches  
Bundy  
Burkett  
Cauthorn  
Celaya  
Chambers

Cleveland  
Coleman  
Colquitt  
Colson, Mrs.  
Cornett  
Corry  
Crossley  
Daniel  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickison  
Dickson  
Donaghey  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Gordon, Mrs.  
Hale  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Heflin  
Howard  
Howington  
Hull  
Hunt  
Isaacks  
Johnson of Ellis  
Johnson of Tarrant  
Keith  
Kennedy  
Kern  
Kerr  
Holland  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Little

Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Oliver  
Pace  
Petsch  
Pevehouse  
Piner  
Pope  
Ragsdale  
Reader of Erath  
Reed  
Rhodes  
Riviere  
Robinson  
Russell  
Schuenemann  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Spencer  
Stinson  
Talbert  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
White  
Wilson  
Wood  
Worley  
Wright

Nays—4

Allen  
Hamilton

Roberts  
Stoll

Present—Not Voting

Westbrook

Absent

Bell  
Broadfoot

Burney  
Clark

Cockrell  
Dowell  
Dwyer  
Goodman  
Leyendecker  
McFarland  
Nicholson  
Reader of Bexar

Reaves  
Roach  
Segrist  
Smith  
of Matagorda  
Tarwater  
Winfree

Absent—Excused

Hartzog

The Chair then laid before the House, on its second reading and passage to engrossment,

H. B. No. 1061, A bill to be entitled "An Act providing amount of payment to the Executive Committee, in order to have the name placed on official ballot for Representative and Floterial Representative in certain counties; repealing all laws and parts of laws in conflict herewith to the extent of the conflict only, and declaring an emergency."

The bill was read second time.

Mr. Cleveland offered the following amendment to the bill:

Amend House Bill 1061, by striking out the period at the end of Section 1, and by inserting a comma, and after the comma, the following:

"Provided, further, that in any Counties in this state having a population of not less than fourteen thousand, eight hundred and fifty (14,850), and not more than fourteen thousand, nine hundred and twenty (14,920), and in all Counties in this State having a population of not less than thirty-one thousand (31,000), and not more than thirty-one thousand, eight hundred (31,800), according to the last preceding Federal Census, and where such Counties have two (2) Floterial Representatives, the Floterial Representative place No. 2 shall not have his, or her, name placed on the primary ballot to be voted on at any election, unless and until he, or she, has paid to the Chairman of the Democratic Executive Committee of the political parties whose nomination he, or she, seeks, the sum of Twenty-five Dollar (\$25.00) in each County coming under the last two brackets in this Act."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1061 was then passed to engrossment.

### HOUSE BILL NO. 1061 ON THIRD READING

Mr. Clark moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1061 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allison	Hardeman
Alsup	Hardin
Anderson	Harp
Bailey	Harper
Baker	Harrell of Bastrop
of Fort Bend	Harrell of Lamar
Baker of Grayson	Harris
Bell	Heflin
Blankenship	Holland
Boethel	Howard
Bond	Howington
Boyd	Hull
Boyer	Hunt
Bradbury	Isaacks
Bradford	Johnson of Ellis
Bray	Johnson of Tarrant
Bridgers	Keith
Brown of Cherokee	Kennedy
Brown	Kern
of Nacogdoches	Kerr
Bundy	Kersey
Burkett	Kinard
Burney	King
Cauthorn	Langdon
Celaya	Lehman
Clark	Leonard
Cleveland	Little
Cockrell	Lock
Coleman	Loggins
Colquitt	London
Colson, Mrs.	Mays
Cornett	McAlister
Corry	McDaniel
Crossley	McDonald
Dean	McMurry
Daniel	McNamara
Davis of Jasper	Mohrmann
Derden	Monkhouse
Dickison	Montgomery
Dickson	Morris
Donaghey	Newell
Faulkner	Oliver
Felty	Pace
Ferguson	Petsch
Fielden	Pevehouse
Fuchs	Piner
Galbreath	Pope
Gilmer	Ragsdale
Gordon, Mrs.	Reader of Erath
Hamilton	Reaves
Hankamer	Reed

Rhodes	Tennant
Riviere	Thornberry
Roach	Thornton
Robinson	Turner
Russell	Vale
Schuenemann	Vint
Segrist	Voigt
Shell	Waggoner
Skiles	Westbrook
Smith of Frio	White
Smith of Hopkins	Wilson
Stinson	Winfree
Stoll	Wood
Talbert	Worley
Taylor	Wright

Nays—6

Allen	Roberts
Davis of Upshur	Spencer
Hale	Weldon

Absent

Broadfoot	Nicholson
Chambers	Reader of Bexar
Dowell	Smith
Dwyer	of Matagorda
Goodman	Tarwater
Leyendecker	Wells
McFarland	

Absent—Excused

Hartzog

The Chair then laid House Bill No. 1061 before the House on third reading and final passage.

The bill was read third time, and was passed.

(Speaker in the Chair.)

ADJOURNMENT

On motion of Mr. Anderson, the House, at 11:10 o'clock p. m., adjourned until 10:00 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Education: H. B. No. 1063; S. B. Nos. 436, 452.

Appropriations: H. B. Nos. 644, 1056; S. B. No. 44.

Public Lands and Buildings: S. B. No. 448; H. C. R. No. 99.

Counties: H. B. Nos. 1003, 1045, 1058, 1070, 1071, 1072; S. B. No. 220.  
 Military Affairs: H. B. 1067.  
 Judiciary: H. B. Nos. 702, 1074.  
 State Affairs: S. C. R. No. 43.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room.

Austin, Texas, May 8, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 85, A bill to be entitled "An Act making an appropriation to pay the apportionment to all counties in this State in which the officers are compensated on a salary basis as provided in Section 6, Subsection-a, Chapter 465, Acts of the Forty-fourth Legislature, Second Called Session; making an appropriation to all such counties having a Criminal District Attorney or a County Attorney performing the duties of the District Attorney as provided in Section 13, Subsection b, Chapter 465, Acts of the Forty-fourth Legislature, Second Called Session, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 8, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 143, A bill to be entitled "An Act granting and donating to San Augustine, Sabine, and counties all the State ad valorem taxes levied and collected for State general revenue purposes upon the property and from persons in each of said respective counties, including ad valorem taxes on rolling stock belonging to railroad companies for a period of two years beginning with the taxable year 1939; for the use of each of said respective counties for the purposes of constructing improvements therein to provide flood control, drainage, and road building, and further providing that said taxes shall be levied, assessed and collected in the manner now provided by law and that the assessor of

each county shall forward his report to the Comptroller covering said collections and shall pay over to the county all moneys collected by him at the end of each month except such amounts as may be allowed by law for collecting and assessing said taxes; and requiring said assessor and collector to forward a duplicate copy of the receipts given him by the County Treasurer to the State Comptroller; defining the purposes and intention of this Act and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 8, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 181, A bill to be entitled "An Act to extend for an additional period of twenty years the provisions of Chapter 22, Acts of the Third Called Session of the Thirty-sixth Legislature and to amend same in other particulars so as to read and be as provided for herein and to aid the city of Aransas Pass in constructing and maintaining sea walls, and other shore protection, including wharves forming part or parts of same in order to protect said city from calamitous overflows by donating to it the eight-ninths (8-9) of the ad valorem taxes collected on property and from persons in San Patricio County for period ending August 31, 1960, and providing a penalty for the misapplication of monies thus donated and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 8, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 313, A bill to be entitled "An Act granting aid to San Jacinto, Trinity, Newton, Houston, Angelina, Sabine, San Augustine, Jasper, Tyler, Walker and Shelby Counties, Texas, made necessary by reason of the fact that the Federal Government has purchased in said counties practically

fifty per cent (50%) of the land in said counties, thereby taking off the tax rolls so much valuation that said counties cannot operate a county government, and has caused great destruction to the roads and other improvements in said counties, remitting, releasing, granting, and donating to said counties all State ad valorem taxes levied or to be levied on property in said counties including the rolling stock of railroads for the years 1939-1940, both inclusive; providing that all grants, remissions, and donations shall apply to taxes collected for State General Revenue purposes only; providing that if any part of this Act be held unconstitutional it shall not affect any other part of this Act, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 8, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 575, A bill to be entitled "An Act defining bedding to include mattresses, pillows, bolsters, feather beds, etc.; requiring the labelling of bedding as to whether new or second-hand materials are used; prohibiting the use of materials from dump-grounds, junk yards and hospitals; requiring the germicidal treatment of second-hand materials; authorizing the State Board of Health with enforcement; requiring permits for manufacture, repair or renovation and application of germicidal process; the payment of fees for permits; providing for the issuance of adhesive stamps and registration for selling bedding; providing that proceeds be placed in special Bedding Sanitation Fund for use in administration of Act; providing a penalty; requiring bedding manufacturers or renovators to keep premises sanitary, excepting all bedding manufactured, repaired, renovated and/or sold prior to effective date; providing that if any part of this Act shall be declared unconstitutional, it shall not affect any other part thereof, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 8, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred.

H. B. No. 686, A bill to be entitled "An Act making an appropriation for the 'Upper Red River Flood Control and Irrigation District'; designating who shall have authority to execute vouchers; limiting the purposes for which the money may be spent, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 8, 1939

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 961, A bill to be entitled, "An Act to aid the counties of Lampasas, San Saba, and McCulloch in protecting their flooded areas and public court houses from calamitous overflows by donating and granting to them all State ad valorem, occupation and poll taxes collected on property and from persons in said counties for a period of ten years, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 8, 1939

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 1048, A bill to be entitled "An Act remitting State ad valorem taxes to certain school districts in this State; fixing the term of such remission; stating calamities authorizing such remission, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 9, 1939

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 136, Requesting the State Highway Department to lend

certain machinery and implements necessary for road construction in the City of Franklin in Robertson County.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 9, 1939

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 137, Granting Honorable Terry Dickens, Judge of the Eighty-Second Judicial District Court of Texas, permission to leave the State.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

#### REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, May 9, 1939

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 973, "An Act providing for and fixing compensation for County Auditors in certain counties; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman

Austin, Texas, May 9, 1939

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 980, "An Act providing that Commissioners Courts in certain counties shall have the power to provide facilities and financial aid to government agencies and bureaus having activities within the county; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 9, 1939

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 1002, "An Act ratifying, validating, and confirming the publication of every ordinance imposing any penalty, fine, for forfeiture heretofore passed and approved by any incorporated city or town within the State having a population of not less than ten thousand, four hundred and seventy (10,470) nor more than ten thousand, five hundred (10,500), situated in a county having a population of not less than twenty-two thousand and ninety (22,090) nor more than twenty-two thousand, one hundred (22,100), according to the last preceding Federal Census; providing that this act shall not affect pending litigation; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 9, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 1038, "An Act appropriating Twelve Thousand Dollars (\$12,000), or so much thereof as may be necessary, for the month of June, 1939, and Twenty-one Thousand Dollars (\$21,000), or so much thereof as may be necessary, for the month of July, 1939, and Twenty-one Thousand Dollars (\$21,000), or so much thereof as may be necessary, for the month of August, 1939, out of any moneys in the Treasury not otherwise appropriated, to defray the administrative expenses of the Texas Relief Commission incurred in connection with the distribution of surplus commodities, the investigation and certification of clients to Works Progress Administration, Civilian Conservation Corps, and National Youth Administration, the administration and liquidation of Federal programs in Texas, and the performance of the duties imposed by

law upon such Texas Relief Commission; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 9, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 90, Permitting E. L. Martin to bring suit against the Texas Highway Commission and the State of Texas,

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 9, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 121, Granting Ragland Clinic Hospital permission to sue the State of Texas,

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 9, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 205, "An Act amending Article 1055, of the Code of Criminal Procedure of Texas, 1925; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 9, 1939

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 954, "An Act relating to marks and brands of livestock in Chambers County, requiring that each owner of any livestock mentioned in Chapter 1 of Title 121 of the Revised Civil Statutes of Texas, of 1925, shall within six (6) months after this Act takes effect, have his

mark and brand for such stock recorded at the office of the County Clerk of said County; without any cost to owner and providing that such owners shall so record such marks and brands whether heretofore recorded or not and that after the expiration of six (6) months from the taking effect of this Act all records or marks and brands now in existence in Chambers County shall no longer have any force or effect and that after the expiration of six (6) months only the records made after this Act shall be effective and considered the recorded marks and brands in said County; and further providing that the County Clerk shall publish this Act in some newspaper in general circulation in said County for a period of thirty (30) days; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 8, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 456, "An Act amending Article 7345, Chapter 10, Title 122, Revised Civil Statutes of the State of Texas, of 1925, as amended by Acts of the Forty-third Legislature, First Called Session, 1933, Page 271, Chapter 98, as amended by Acts of the Forty-fourth Legislature, 1935, Page 415, Chapter 165, Section 1, as amended by Senate Bill No. 477, Acts of the Forty-fifth Legislature, 1937, as amended by House Bill No. 456, Acts of the Forty-fifth Legislature, 1937, by adding thereto a new Article to be numbered 7345d, conferring on Commissioners Courts the power to reopen and reconsider any assessment for taxes, whether on the rendered or unrendered rolls, and whether current or delinquent, upon the application of the owner of such property, or his duly authorized agent, when the assessment is alleged to be discriminatory, or the property rendered for more than its true taxable value, or where said property has greatly depreciated in value, or where by reason of the accumulation of taxes, penalties, interest, and costs, enforced collection

would be inequitable or confiscatory; providing for hearings on such applications, for certified copies of any such orders passed to be furnished the State Comptroller and Assessor-Collector; providing for the collection of penalties, interest, and costs on adjusted assessments; and prohibiting Commissioners Courts from remitting such penalties, interest, and costs; extending to incorporated cities and towns, independent school districts having their own Assessor-Collector and boards of equalization, irrigation and water improvement districts, and all other governmental agencies the benefit of this Act, after proper ordinance, order, or resolution; providing for a Board of Equalization in such cases; repealing all laws in conflict with this Act; and declaring an emergency."

Has carefully considered same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 9, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 967, "An Act to fix the maximum rate of tax to be levied for school purposes in all independent school districts which include within their limits a city or town which according to the latest Federal Census had a population of not fewer than six thousand, two hundred (6,200) and not more than six thousand, two hundred and twenty-five (6,225) whether organized under General or Special Law; repealing all laws in conflict herewith, both General and Special; providing for the holding of elections authorizing tax levy; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

SENT TO THE GOVERNOR

May 9, 1939

House Bill No. 544.  
House Bill No. 954.  
House Bill No. 934.  
House Bill No. 166.  
House Bill No. 205.  
House Bill No. 967.  
House Bill No. 980.  
House Bill No. 973.  
House Bill No. 1002.